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7/22/98 - As amended in Committee.

FILE NO. 98-1151

RESOLUTION NO. 601-98

State Fiscal Year 1998-1999 Combined Negotiated Net Amount and Medi-Cal Agreement)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY SUBSTANCE ABUSE SERVICES, TO ENTER INTO A COMBINED NEGOTIATED NET AMOUNT AND DRUG MEDI-CAL AGREEMENT FOR THE TERM JULY 1, 1998, RETROACTIVELY, THROUGH JUNE 30, 1999 WITH THE STATE OF CALIFORNIA, DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS IN THE AMOUNT OF $15,986,354 AS A CONDITION OF RECEIVING STATE FUNDS FOR SUBSTANCE ABUSE TREATMENT; HOLDING THE STATE DEPARTMENT OF ALCOHOL AND DRUG PROGRAMS HARMLESS FROM ANY AND ALL CLAIMS RESULTING FROM THE AGREEMENT; AUTHORIZING AND DESIGNATING THE DIRECTOR OF COMMUNITY SUBSTANCE ABUSE SERVICES TO SIGN SAID AGREEMENT AND TO APPROVE CONTRACT AMENDMENTS FOR LESS THAN TEN PERCENT (10%) OF THE CONTRACTED AMOUNT.

WHEREAS, Approval of the Combined Negotiated Net Amount and the Drug Medi-Cal Agreement between the State Department of Alcohol and Drug Programs (DADP) and the City and County of San Francisco would (1) enable the City to accept the State DADP's FY 1998-99 funding allocation, or NNA, for the provision of substance abuse services in San Francisco, and (2) authorize the State DADP to encumber federal Drug/Medi-Cal funds for the purpose of reimbursing the City for Drug/Medi-Cal services provided by Community Substance Abuse Service's (CSAS) service providers in FY 1998-99, for a combined total amount of $15,986,354; and

WHEREAS, The Agreement includes a hold harmless clause which provides that the City will hold the State harmless from (1) any claims and losses resulting to contractors, subcontractors, individuals, firms and corporations furnishing or supplying work services, materials or supplies in connection to the performance of this contract and (2) any claims and losses resulting to any person, firm or corporation who may be injured or damaged in connection by the City's performance of this contract; and

WHEREAS, The Director of Community Substance Abuse Services is designated to sign the Combined Net Negotiated Amount and Drug Medi-Cal Agreement and approve future amendments for less than ten percent (10%) of the contracted amount; and, therefore, be it

RESOLVED, That the Department of Public Health, Community Substance Abuse Services is hereby authorized to enter into a Combined Negotiated Net Amount and Drug Medi-Cal agreement for the term July 1, 1998, retroactively, through June 30, 1999 with the State Of California, Department of Alcohol and Drug Programs in the amount of $15,986,354 as a condition of receiving State funds for substance abuse treatment; and, be it

FURTHER RESOLVED, That said agreement shall include an indemnification of the State of California as set forth in File No. 98-1151; and be it

FURTHER RESOLVED, That the Director of Community Substance Abuse Services is hereby authorized and designated by this Board of Supervisors to sign said agreement and to approve agreement amendments for less than ten (10%) of the contracted amount.

RECOMMENDED:

Mitchell H. Katz, M.D.
Director of Health

APPROVED:

Health Commission

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1151

JUL 31 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 98-1161 RESOLUTION NO. 602-98

[NationsBank/Bank of America Intermerger Application]

URGING THE FEDERAL RESERVE BOARD TO REQUIRE THAT THE NATIONSBANK/BANK OF AMERICA INTERMERGER APPLICATION INCLUDE A COMMITMENT TO EMPLOYMENT NON-DISCRIMINATION POLICIES WHICH INCLUDE SEXUAL ORIENTATION.

WHEREAS, The City and County of San Francisco in Article 33 of the Police Code makes discrimination on the basis of sexual orientation and other categories illegal with respect to employment; and,

WHEREAS, The City and County of San Francisco is the largest client of Bank of America in northern California and many citizens of San Francisco are employed by Bank of America; and,

WHEREAS, Bank of America includes sexual orientation non-discrimination as part of its employment non-discrimination policies; and,

WHEREAS, NationsBank has no employment non-discrimination policy on the basis of sexual orientation; and,

WHEREAS, The Federal Reserve Board is hearing public testimony regarding the proposed merger of NationsBank and Bank of America; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors urges the Federal Reserve Board to require the NationsBank/Bank of America intermerger application to include an employment non-discrimination policy which includes sexual orientation and the other categories enumerated in Article 33 of the San Francisco Police Code; and, be it

FURTHER RESOLVED, That a copy of this resolution be forwarded to the Federal Reserve Board.

SUPERVISOR LENO , AMMIANO, KATZ, BIERMAN, YAKI

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Teng Yaki Yee

Absent: Supervisors Medina Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1161

JUL 31 1998

Date Approved

Mayor

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FILE NO. 98-1162 RESOLUTION NO. 603-98

[Commending Friends of Dolores Park]

COMMENDING FRIENDS OF DOLORES PARK FOR OUTSTANDING VOLUNTEER SERVICE AND SAFETY EFFORTS SPARKED BY A NEED FOR COMMUNITY INVOLVEMENT TO ADDRESS CRIME AND DETERIORATION WITHIN THE PARK.

WHEREAS, Friends of Dolores Park was formed through Neighborhood Parks Council as a volunteer action group approximately two years ago in response to unsafe conditions and maintenance concerns within this park; and,

WHEREAS, For the past two years, this organization has contributed mightily by supplementing the work of Recreation and Park and the Police Department when resources were sparsely spread for both departments; and,

WHEREAS, Friends of Dolores Park works every first Saturday of the month as a group and additional sporadic days as individuals, clearing the park of litter and unsuitable objects; and,

WHEREAS, This group provides a people presence which makes a less comfortable environment for the criminal element; and,

WHEREAS, Friends has logged approximately 1000 hours of service within the past two years, at times risking injury from unsavory visitors to this park; and,

WHEREAS, Friends has engaged the community by collecting over 500 questionnaires geared towards creating a strategic plan for Dolores Park; and,

WHEREAS, Friends is a model and an inspiration for all San Franciscan residents interested in making a difference in their neighborhood; and,

WHEREAS, The City and County of San Francisco owes a debt of gratitude to this group for its dedication and commitment; now, therefore, be it

RESOLVED, That the City and County of San Francisco does hereby commend Friends of Dolores Park for outstanding volunteer service and safety efforts sparked by a need for community involvement to address crime and deterioration within the park; and be it

SUPERVISORS
GAVIN NEWSOM, LENO, BIERMAN, BROWN, KATZ

FURTHUR RESOLVED, That the City and County of San Francisco does hereby request that a copy of this resolution be sent to Friends in recognition of their efforts.

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Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Teng Yaki Yee

Absent: Supervisors Medina Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1162

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1163 RESOLUTION NO. 604-98

[Dolores Park Police Patrol]

URGING THE POLICE DEPARTMENT TO INSTITUTE A TWELVE HOUR DAILY PATROL OF DOLORES PARK AS SOON AS POSSIBLE WITHOUT THE USE OF OVERTIME PAY.

WHEREAS, The City and County of San Francisco is committed to making our parks safe and accessible to residents and visitors alike; and,

WHEREAS, On July 7, at its regular Parks and Recreation Committee, the Board of Supervisors held a hearing on the safety of Dolores Park; and,

WHEREAS, At this hearing, neighbors of Dolores Park related accounts of unacceptable behavior from criminal elements within the park, including blatant drug dealing and assorted violent crime; and,

WHEREAS, The police report an average of seventy incidents per month within this park; and,

WHEREAS, Neighbors have asked for a twelve hour police presence, in the hopes of lowering the high incidence of crime; and,

WHEREAS, Five Police Academy classes will be graduating within the next few months, making a greater number of police available for assignment to Dolores Park; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby urge the Police Department to institute a twelve hour daily patrol of Dolores Park as soon as possible without the use of overtime pay; and, be it,

FURTHER RESOLVED, That the Board does hereby request a copy of this resolution be sent to the Chief of Police.

SUPERVISORS
GAVIN NEWSOM, LENO, BROWN, KATZ, MEDINA, YAKI

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-1163

JUL 31 1998
Date Approved

Gavin Newsom
Mayor

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FILE NO. 98-1164 RESOLUTION NO. 605-98

[Interdepartmental Task Force Directions]

APPOINTING AN INTERIM CHAIR TO THE INTERDEPARTMENTAL PARKS SAFETY COMMITTEE; DIRECTING IT TO PLACE TOP PRIORITY ON BOTH ADDRESSING DOLORES PARK SAFETY AND ON ESTABLISHING A PROCESS FOR COMMUNITY ENGAGEMENT; AND DESIGNATING A LIAISON TO THE BOARD OF SUPERVISORS WHO WILL PROVIDE STATUS REPORTS ON A QUARTERLY BASIS TO THE PARKS AND RECREATION COMMITTEE.

WHEREAS, The Board of Supervisors created an interdepartmental committee to address park safety, composed of various involved parties, including the Police Department, the District Attorney's Office, the Recreation and Parks Department, the Sheriff's Department, and the City Attorney's Office; and,

WHEREAS, This committee was also directed to include social service agencies such as the Mayor's Office on Homelessness, the Mayor's Office of Children, Youth and Families on a regular or an as-needed basis; and,

WHEREAS, The first interdepartmental safety committee met on June 30, the last Tuesday of the month, at the appointed time and place, as part of the Operation Parks meeting at the Hall of Flowers; and,

WHEREAS, Accounts of this meeting indicated a need for a Chair to communicate with participants about meeting times and agenda and to oversee the meeting, and for establishment of staff who will be responsible to report to the Board of Supervisors at quarterly intervals, beginning Tuesday, September 1, continuing for a 24-month pilot period; and,

WHEREAS, The Chief of Police has generously offered to assign two police officers, Commander Joaquin Santos and Captain John Newlin as interim Chairs to the committee; and,

WHEREAS, It makes sense that the Recreation and Parks Department, which attends the Parks and Recreation Committee on a regular basis serve as the Board liaison; and,

SUPERVISORS
GAVIN NEWSOM , LENO, BROWN, KATZ
BOARD OF SUPERVISORS

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WHEREAS, The Board of Supervisors' Parks and Recreation Committee held a hearing on safety in Dolores Park on July 7; and,

WHEREAS, This hearing underscored a great need for immediate attention focused on improving safety conditions due to a consistent presence of criminal element within the park; and,

WHEREAS, The City and County of San Francisco aspires to engage the public in planning processes whenever possible; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors does hereby appoint alternate interim Chairs, Commander Joaquin Santos and Captain John Newlin to the interdepartmental safety committee; and, be it

FURTHER RESOLVED, That this committee place top priority on both addressing safety concerns within Dolores Park and on developing a process to solicit and receive public input; and,

FURTHER RESOLVED, That the Board of Supervisors directs Recreation and Park Department to act as the Board liaison to report on a quarterly basis to the Board of Supervisors' Parks and Recreation Committee on the progress and findings of the interdepartmental safety committee; and,

FURTHER RESOLVED, That a copy of this resolution be sent to each person named herein.

GAVIN NEWSOM
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Teng Yaki Yee

Absent: Supervisors Medina Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1164

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1165 RESOLUTION NO. 606-98

[Supporting the Kyoto Protocol on Climate Change]

SUPPORTING THE KYOTO PROTOCOL ON CLIMATE CHANGE AS A SMALL BUT SIGNIFICANT MEANS TO REDUCE GREENHOUSE GAS EMISSIONS AND STABILIZE THE GLOBAL ATMOSPHERE, AND AS A NECESSARY FIRST STEP TOWARD MAINTAINING THE HEALTH AND QUALITY OF LIFE FOR FUTURE GENERATIONS OF SAN FRANCISCANS, AND URGING SENATORS BOXER AND FEINSTEIN TO PURSUE RATIFICATION OF THIS AGREEMENT BY THE SENATE.

WHEREAS, The United Nations' Intergovernmental Panel on Climate Change ("IPCC") has concluded that the global climate is warming and projects an increase in global mean surface temperatures of 2 to 6 degrees Fahrenheit by the end of the 21st century, leading to an increase in sea level of 6 to 37 inches; and,

WHEREAS, The five warmest years on record have all occurred in the 1990's, and precipitation has increased by 10% in the United States during the 20th century, most of which has been in extreme events (floods and storms) rather than moderate, beneficial rains; and,

WHEREAS, The expected loss of wetlands areas due to sea level rise, the loss of forests due to the stress of increasing temperatures, and the loss of wildlife populating these forest and wetlands areas will have a negative impact on our quality of life and the lives of future generations; and,

WHEREAS, Climate change is already threatening the planet with a spread of infectious diseases, which will move farther northward and to higher elevations, and the World Health Organization projects tens

of millions more cases of malaria and other infectious diseases as a result; and,

WHEREAS, The practices leading to excess emission of climate-changing chemicals are both local and global in nature, and the City of San Francisco recognizes that its long-term wellbeing cannot be secured without action at both levels; and,

WHEREAS, The City of San Francisco has begun to address its local contribution to global climate change through:

- Setting a long-term goal of eliminating climate-changing and ozone-depleting emissions and toxics associated with energy production and use, as set forth in the Sustainability Plan adopted in 1997
- Passage of Resolution #227-95, *Supporting San Francisco's Participation in the Cities for Climate Protection Campaign*, in which it pledged to take a leading role in reducing energy consumption, establishing a greenhouse gas reduction goal, and developing a local action plan to reduce local emissions of greenhouse gases and increase energy efficiency
- Numerous other energy conservation and energy efficiency policies, such as the *Residential Energy Conservation Ordinance* developed by the City and County of San Francisco; and,

WHEREAS, The best efforts of the City and County of San Francisco to reduce its contribution to the climate change problem

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will make little difference unless efforts are also made at the regional and national levels; and,

WHEREAS, With full participation of United States government representatives, on December 11, 1997, a modest agreement was brought forth in Kyoto, Japan to begin the process of addressing climate change. Subject to ratification of the US Senate, the United States agreed to reduce carbon emissions by 7% below 1990 levels by the year 2012; now, therefore, be it

RESOLVED, That the City and County of San Francisco supports the Kyoto Protocol on Climate Change as a small but significant means to reduce greenhouse gas emissions and stabilize the global atmosphere and as a necessary first step toward maintaining the health and quality of life for future generations of San Franciscans; and be it

FURTHER RESOLVED, That the Clerk of the Board forward a copy of this resolution to Senators Boxer and Feinstein for their assistance in ratifying the agreement in the Senate.

Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Teng Yaki Yee

Absent: Supervisors Medina Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1165

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1166 RESOLUTION NO. 607-98

[Commending NAACP and Julian Bond]

COMMENDING THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP) AND BOARD CHAIRMAN JULIAN BOND FOR THEIR NATIONAL CONVENTION SESSION IN ATLANTA, GEORGIA ACCELERATING THE VOLUME OF INTEREST IN AIDS AND DECLARING A STATE OF EMERGENCY REGARDING THE SPREAD OF AIDS AMONG AFRICAN AMERICANS.

WHEREAS, The National Association for the Advancement of Colored People (NAACP) convened its 89th Annual Convention at the Georgia World Congress Center in Atlanta, Georgia on July 11, 1998; and,

WHEREAS, The National Association for the Advancement of Colored People was founded in 1909 and is the oldest and largest civil rights organization in the United States of America; and,

WHEREAS, Julian Bond, the first African American mayor of Atlanta, was elected Chairman of the National Association for the Advancement of Colored People at the 89th Annual Convention; and,

WHEREAS, Under the leadership of Chairman Julian Bond and NAACP President Kweisi Mfume, new interest has been expressed in the AIDS epidemic and a state of emergency was declared with regard to the growing numbers of African Americans affected by the disease; and,

Supervisors Brown, Bierman, Katz, Leno, Yaki, Ammiano

BOARD OF SUPERVISORS

WHEREAS, The NAACP's increased concern and energy directed towards arresting the spread of AIDS serves as a signal to local communities including San Francisco that they have allies and support in the fight against AIDS; and,

WHEREAS, Despite the NAACP's declaration of a state of emergency regarding the spread of AIDS among African Americans, the media has declined to recognize the progress being made at the convention; and,

WHEREAS, It is critical to cease the spread of AIDS worldwide and imperative to have increased AIDS awareness everywhere, particularly among African Americans as they represent the fastest growing population in the United States contracting the virus that causes AIDS in ; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors hereby commends the National Association for the Advancement of Colored People and Chairman Julian Bond for their National Convention session in Atlanta, Georgia accelerating the volume of interest in AIDS and declaring a state of emergency regarding the spread of AIDS among African Americans.

Supervisor Amos Brown, Bierman, Katz

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Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Teng Yaki Yee

Absent: Supervisors Medina Newsom

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1166

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1167 RESOLUTION NO. 608-98

["Waste Wi$e" Program]

JOINING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY AS A PARTNER IN ITS VOLUNTARY SOLID WASTE REDUCTION "WASTE WI$E" PROGRAM

WHEREAS, The California Integrated Waste Management Act of 1989, Cal. Public Resources Code Sections 40000 et seq., requires the City and County of San Francisco to divert 50 percent of all solid waste by January 1, 2000, through source reduction, recycling, and composting activities; and

WHEREAS, The City and County of San Francisco has established the San Francisco Recycling Program to promote waste prevention and recycling; and

WHEREAS, The United States Environmental Protection Agency (US EPA) has sponsored a voluntary solid waste reduction program that is aimed at encouraging solid waste reduction through waste prevention, recycling, and buying recycled products; and

WHEREAS, Such program is being promoted throughout the nation; and

WHEREAS, As part of the Waste Wi$e program, the US EPA will provide technical assistance and recognition to cities and counties for successful waste reduction efforts; and

WHEREAS, The US EPA has extended an invitation to the City and County of San Francisco to join it in this voluntary partnership among US EPA, the business community, and state and local governments; and

WHEREAS, Electing to become a partner with the US EPA in its Waste Wise program will demonstrate the City and County of San Francisco's commitment to waste reduction and maintaining a sustainable environment; now, therefore, be it

RESOLVED, That the City and County of San Francisco join the US EPA as a partner in its voluntary solid waste reduction "Waste Wi$e" program.

SUPERVISORS LESLIE KATZ, Bierman, LENO, AMMIANO, BROWN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Teng Yaki Yee

Absent: Supervisors Medina Newsom

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-1167

JUL 31 1998
Date Approved

Mayor

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FILE NO. 98-1177 RESOLUTION NO. 609-98

(Special Assessment Liens for Assessment of Costs)

CONFIRMING REPORT OF DELINQUENT CHARGES FOR CODE ENFORCEMENT CASES WITH DELINQUENT ASSESSMENT OF COSTS, PURSUANT TO THE PROVISIONS OF SECTIONS 102.1,102.2, 102.3,102.14,102.15, 102.16, 102.17, 102.18 ET SEQ.,108.8 AND SECTION 110 TABLES I-G, AND I-K, OF THE SAN FRANCISCO BUILDING CODE, SUBMITTED BY THE DIRECTOR OF THE DEPARTMENT OF BUILDING INSPECTION FOR SERVICES RENDERED BY SAID DEPARTMENT THE COSTS THEREOF HAVING ACCRUED PURSUANT TO THE CODE VIOLATIONS REFERENCED ABOVE.

RESOLVED, That after the public hearing before the Board of Supervisors, on July 27, 1998 of any and all objections to the Department of Building Inspection's itemized Report of Assessment of Costs dated July 15, 1998, modified to the date of adoption hereof, on delinquent charges referenced above, accrued by the City and County against specified property owners, as provided for in San Francisco Building Code Sections 102.1,102.2,102.3,102.14,102.15, 102.16, 102.17, 102.18 et seq., 108.8, and Section 110 Tables I-G, and I-K, this Board does hereby confirm said Report and delinquent charges incurred as modified, as shown on the report on file in the Office of the Clerk of the Board of Supervisors, File No. 98-1177 and by reference made a part hereof; and be it.

FURTHER RESOLVED, That the Clerk of the Board is hereby directed to transmit a certified copy of this resolution and its attached report to the Tax Collector who shall cause the amount of said assessment in each case to be added to the next regular bill for taxes levied against the real property as specified on said report, with a clear notation of the source of said levy thereof on said bill.

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BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1177

JUL 31 1998
Date Approved

Mayor

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7/22/98 - As amended in Committee.

FILE NO. 98-1178 RESOLUTION NO. 610-98

[Rescission of Tax Sale]

AUTHORIZING THE TAX COLLECTOR TO CANCEL THE TAX DEED ISSUED TO THE PURCHASER OF ~~43~~ 45 CRESCENT AVENUE FOLLOWING THE SEPTEMBER 26, 1997 PUBLIC AUCTION OF TAX DEFAULTED PROPERTY AND TO REFUND THE BID AMOUNT TO THE PURCHASER.

WHEREAS, The San Francisco Tax Collector has investigated the facts surrounding the sale at public auction of the herein described property at the September 26, 1997 Tax Collector sale of tax defaulted real property; and has determined that the subject property should not have been included in the list of properties which were offered for sale because (1) the tax defaulted parcel was assessed, noticed and sold as a vacant lot but was actually improved with a single family residence; (2) the assessment for the improvements was erroneously placed on an adjoining parcel owned by the same taxpayer as the tax-defaulted property, (3) the taxes on that adjoining parcel which included the misplaced improvement's taxes were not in default; (4) the recorded deed describing the subject property embodied a legal description (metes and bounds) which included, but did not differentiate between, two lots even though each lot has a separate Assessor's Parcel Number; (5) the accurate Assessor's Parcel Number appeared on the Tax Deed as did the inaccurate, over-inclusive metes and bounds description furnished by Fidelity National Title Company.

WHEREAS, The San Francisco Tax Collector obtained legal advice from the City Attorney advising that the timely payment of taxes on the improvement portion of the tax defaulted land and the conflicting descriptions on the tax deed rendered the sale of the property invalid and subject to challenge by the aggrieved party; and,

WHEREAS, The purchaser of the subject property has surrendered his tax deed to the Tax Collector and has given his consent to rescind the tax sale as to the subject property; now, therefore, be it

RESOLVED, That the San Francisco Tax Collector is hereby authorized and directed pursuant to the provisions of Section 3731 of the California Revenue & Taxation Code to prepare and record a document canceling the Tax Collector deed to Assessor's Parcel No. 34-5746-012; Block 5746, Lot 012 issued October 7, 1997. The Tax Collector is further directed to deliver a copy of this resolution and the canceled tax deed to the San Francisco Controller who is directed to refund the entire purchase price, $15,000 (fifteen thousand dollars), plus interest at the rate earned by the City and County of San Francisco on pooled cash, to the purchaser who is believed to be Kenneth J. H. Chui.

RECOMMENDED BY:

Richard Sullivan,
Tax Collector

APPROVED BY:

Susan Leal,
Treasurer

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1178

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1180 RESOLUTION NO. 611-98

[Appointments]

APPOINTING MEMBER(S) TO THE LEAD HAZARD REDUCTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person(s) to serve as member(s) of the Lead Hazard Reduction Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1608, for the term specified:

Donald Lanier, succeeding himself, (Seat No. 26719, must represent U.S. Environmental Protection Agency/ex-officio member), term expired December 22, 1995, for a new four-year term ending December 22, 1999.

RULES COMMITTEE

~~Rules Committee~~

Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1180

JUL 31 1998
Date Approved

Mayor

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AUG 20 1998
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FILE NO. 98-1181 RESOLUTION NO. 612-98

[Appointments]
APPOINTING MEMBERS TO THE PARK AND OPEN SPACE ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Park and Open Space Advisory Committee, pursuant to the provisions of the San Francisco Administrative Code, Section 5.90, for the terms specified:

Gaeta Bell, succeeding Lonnie Lawson (Seat 23307–must be nominee of Supervisor Katz/at large), term expired July 15, 1998, for new two year term ending July 15, 2000.

Kevin Fox, succeeding himself, (Seat 23308/must be nominee of Supervisor Ammiano/at large), term expired July 15, 1998, for new two year term ending July 15, 2000.

Ina Dearman, succeeding herself, (Seat 23310/must be nominee of Supervisor Ammiano/organization list), term expired July 15, 1998, for new two year term ending July 15, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1181

JUL 31 1998
Date Approved

Mayor

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FILE NO. 98-1102 RESOLUTION NO. 613-98

[Appointment]
APPOINTING MEMBER TO THE HAZARDOUS MATERIALS ADVISORY COMMITTEE; AND MAKING FINDINGS WAIVING RESIDENCY REQUIREMENT.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as member of the Hazardous Materials Advisory Committee, pursuant to the provisions of Section 1105 of the San Francisco Municipal Code (Health Code), for the terms specified:

Mark Galbo, succeeding himself (Seat 22604/must be toxicologist), term expired July 1, 1998, for new four-year term ending July 1, 2002.

and, be it

FURTHER RESOLVED, That Section 4.101 of the City Charter requires that persons appointed to boards, commissions and advisory bodies established by legislative act of the Board of Supervisors be residents of the City and County of San Francisco, and further provides that the Board of Supervisors may waive the residency requirements upon certain findings being made; and, be it

FURTHER RESOLVED, That the Board of Supervisors makes the following findings:

1. The membership of the Hazardous Materials Advisory Committee is required to include one representative that is a toxicologist.

2. Applicant Mark Galbo, an incumbent, who is not a resident of San Francisco, is a toxicologist and poison information specialist employed by UCSF and the Poison Center at San Francisco General Hospital.

3. The Hazardous Materials Advisory Committee has not been able to fill this position with a City resident who has the necessary unique experience, skills and qualifications as Mark Galbo. The Rules Committee has certified that Mark Galbo is uniquely qualified to serve as the toxicologist representative on the Hazardous Materials Advisory Committee.

4. After exercising due diligence, the Board of Supervisors concludes that there is no other possible applicant who is a resident of San Francisco and who has the experience, skills or qualifications possessed by this applicant, and who is willing to serve on the Task Force; and, be it

FURTHER RESOLVED, That the Board of Supervisors, therefore, waives the residency requirements of Section 4.101 of the City Charter for Mark Galbo, as allowed in cases where no qualified City residents willing to serve can be found.

RULES COMMITTEE

DOCUMENTS DEPT
AUG 20 1998

Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1182

JUL 31 1998

Date Approved

Mayor

FILE NO. 98-1183 RESOLUTION NO. 614-98

[Appointments]
APPOINTING MEMBERS TO THE SHOPPING CART TASK FORCE; AND MAKING FINDINGS WAIVING RESIDENCY REQUIREMENT.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as a member of the Shopping Cart Task Force, pursuant to Resolution No. 357-98, for the term specified:

John Handley (Seat 1-Northern CA. Grocers Association), term to expire October 28, 1998.

Barbara Chionsini (Seat 4-Lakeshore Homeowners Association), term to expire October 28, 1998.

and, be it

FURTHER RESOLVED, That Section 4.101 of the City Charter requires that persons appointed to boards, commissions and advisory bodies established by legislative act of the Board of Supervisors be residents of the City and County of San Francisco, and further provides that the Board of Supervisors may waive the residency requirements upon certain findings being made; and, be it

FURTHER RESOLVED, That the Board of Supervisors makes the following findings:

1. The membership of the Shopping Cart Task Force is required to include one representative of Northern California Grocers Association.

2. Applicant John Handley, who is not a resident of San Francisco, is the Government Relations Director for the Northern California Grocers Association and has assisted numerous agencies with implemeting programs to reduce shopping cart theft and abandonment. Mr. Handley services the fifty counties of Northern California and the cities within those counties, representing his organization.

3. The Rules Committee has certified that John Handley is uniquely qualified to serve as the designee of the Northern California Grocers Association on the Shopping Cart Task Force.

4. After exercising due diligence, the Board of Supervisors concludes that there is no other possible applicant who is a resident of San Francisco and who has the experience, skills or qualifications possessed by this applicant, and who is willing to serve on the Task Force; and, be it

FURTHER RESOLVED, That the Board of Supervisors, therefore, waives the residency requirements of Section 4.101 of the City Charter for John Handley, as allowed in cases where no qualified City residents willing to serve can be found.

RULES COMMITTEE

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AUG 20 1998
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Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1183

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1184 RESOLUTION NO. 615-98

[Appointments]

APPOINTING MEMBER(S) TO THE LEAD HAZARD REDUCTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person(s) to serve as member(s) of the Lead Hazard Reduction Citizens Advisory Committee, pursuant to the provisions of the San Francisco Health Code, Section 1608, for the term specified:

Frances Doherty, vice herself, (Seat No. 26703, painting contractor), term expired December 22, 1997, for a new four-year term ending December 22, 2001.

Carolyn Gold, vice herself, (Seat No. 26712, tenant organization), term expired December 22, 1997, for a new four-year term ending December 22, 2001.

Richard McGuire, vice himself, (Seat No. 26721, S.F. Housing Authority/ex-officio member), term expired December 22, 1997, for a new four-year term ending December 22, 2001.

RULES COMMITTEE

Rules Committee

Adopted - Board of Supervisors, San Francisco July 20, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Newsom Teng Yaki Yee

Absent: Supervisor Medina

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1184

JUL 31 1998
Date Approved

Mayor

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As Divided in Board
7/20/98

FILE NO. 98-1200 RESOLUTION NO. 616-98

[Rejecting Bids]

AUTHORIZING REJECTION OF ALL BIDS RECEIVED FOR MANAGEMENT OF THE CIVIC CENTER PLAZA GARAGE.

WHEREAS, The Real Estate Department, after advertising the notice of invitation for bid, opened sealed bids for management of the Civic Center Plaza Garage (the "Garage") on April 27, 1998; and

WHEREAS, The Parking and Traffic Commission, at its meeting of June 16, 1998, approved rejection of all of the aforementioned bids by adopting Resolution No. 157-98-PTC, a copy of which resolution is on file in the office of the Clerk of the Board of Supervisors in File No. 98-1070; now, therefore, be it

RESOLVED, In accordance with the recommendation of the Director of the Parking Authority and the Director of Property, that the Mayor and the Clerk of the Board of Supervisors of the City and County of San Francisco are hereby authorized to reject all bids opened on April 27, 1998, for management of the Garage.

RECOMMENDED:

Director, Parking Authority

Director of Property

(Real Estate)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1200

JUL 31 1998
Date Approved

Mayor

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FILE NO. 98-1204 RESOLUTION NO. 617-98

[Work Opportunity Tax Credit Program]

URGING THE UNITED STATES CONGRESS TO REAUTHORIZE THE WORK OPPORTUNITY TAX CREDIT PROGRAM

WHEREAS, The Work Opportunity Tax Credit program is a federal income tax credit that encourages employers to hire targeted groups of job seekers; and,

WHEREAS, The targeted groups of new hires include certain welfare recipients, food stamp recipients, veterans, vocational rehabilitation referrals, Empowerment Zone/Enterprise Community residents, ex-felons, and Supplemental Security Income recipients; and,

WHEREAS, Employers receive a tax credit of 40% of qualified wages for the first year of employment for new hires employed 400 or more hours; and,

WHEREAS. Employers receive a tax credit of 25% of qualified wages for the first year of employment for new hires employed 120 to 400 hours; and,

WHEREAS, The Work Opportunity Tax Credit program expired on June 30, 1998; and,

WHEREAS, Although the Welfare to Work Tax Credit does not expire until April 1999, reauthorization of the Work Opportunity Tax Credit program would benefit the City and County of San Francisco in its welfare-to-work initiatives; and,

WHEREAS, Senate Bill 2230 and House of Representatives Bill 3125 would extend the Work Opportunity Tax Credit program for an additional three years; and,

WHEREAS, Senate Bill 2230 and House of Representatives Bill 3125 are on file with the Clerk of the Board of Supervisors in File No. 98-1204 ; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors urges Congress to reauthorize the Work Opportunity Tax Credit program; and, be it

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor, with a request that he transmit copies to the delegation from California in Congress, with a request they take all action necessary to achieve the objectives of this resolution.

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1204

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1205 RESOLUTION NO. 618-98

[Commending James Haas]

COMMENDING JAMES W. HAAS FOR TEN YEARS OF LEADERSHIP IN REPLACING THE EMBARCADERO FREEWAY WITH A LANDSCAPED ROADWAY AND PUBLIC OPEN SPACE

WHEREAS, In 1958, the waterfront of San Francisco was significantly altered by the construction of the Embarcadero Freeway; and,

WHEREAS, The Embarcadero Freeway effectively cut off the historic Ferry Building from downtown San Francisco; and,

WHEREAS, James W. Haas was part of the unsuccessful effort organized by Mayor Dianne Feinstein to remove the Embarcadero Freeway; and,

WHEREAS, In 1989, the Embarcadero Freeway was severely damaged by the Loma Prieta earthquake; and,

WHEREAS, After the Loma Prieta earthquake, James Haas organized and co-chaired the Committee for a Safe Embarcadero which worked with Mayor Art Agnos and members of the Board of Supervisors to overcome opposition by the California Department of Transportation to the removal of the Embarcadero Freeway ; and,

WHEREAS, The Committee for a Safe Embarcadero became the core of the Mid-Embarcadero Area Citizens Advisory Committee set up by the City and County of San Francisco to plan a new landscaped roadway and public open space to replace the Embarcadero Freeway; and,

WHEREAS, James Haas played a singular role in the process to insure that a final plan was developed, approved, and implemented; and,

WHEREAS, From 1987 to 1989, James Haas chaired the Citizens Committee on Transportation which developed a transportation plan for the City and County of San

Francisco together with a recommendation for an increase of half a cent in the sales tax to finance the plan, which recommendation was approved by the voters in November, 1989; and,

WHEREAS, The transportation plan has provided over $50 million for the local share of the cost of the Embarcadero Roadway, the "F" Line Historic Trolley Car extension to Fisherman's Wharf, and the extension of the MUNI Metro Service to the Caltrain station at Fourth and Townsend Streets; and,

WHEREAS, James Haas has proposed that the area bordered by Market and Steuart Streets and the Embarcadero Roadway be developed into useful public open space and that the City's concert organ, which was formerly housed in the Civic Auditorium but is currently in storage, be installed in a pavilion in this open space to entertain workers and visitors in downtown San Francisco; and,

WHEREAS, The San Francisco chapter of the American Guild of Organists has enthusiastically supported this proposal and the City and County of San Francisco Board of Supervisors has recently adopted the proposal and directed the relevant City departments to prepare a detailed proposal and identify funding sources for the open space and organ pavilion; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors commends James W. Haas for a decade of leadership in restoring the Embarcadero waterfront to the City and improving the area for San Franciscans and visitors alike.

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1205

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1206 RESOLUTION NO. 619-98

[Commending San Francisco]

COMMENDING SAN FRANCISCO FOR BEING THE NUMBER ONE CITY IN AMERICA FOR ADULTS TO LIVE IN.

WHEREAS, A recent Harris Poll named San Francisco the number one city for adults to live in America; and,

WHEREAS, Charlotte, North Carolina was in the top fifteen in last year's poll, but conspicuously dropped off the list this year; and,

WHEREAS, Charlotte's NationsBank is in the process of acquiring San Francisco's Bank of America and moving the headquarters to Charlotte; and,

WHEREAS, Outlook, a magazine for CEOs relocating businesses, named San Francisco their number one city in America and Charlotte number nineteen; and,

WHEREAS, Conde Nast magazine has again named San Francisco their number one destination for tourists in the world; and

WHEREAS, A close reading of the three surveys clearly shows that San Francisco is the preferable city for tourists, residents or businesses; and,

WHEREAS, There are numerous reasons to prefer San Francisco to Charlotte including, our five-time Super Bowl Champion 49ers (the Carolina Panthers have zero Super Bowl Championships), our world class opera, symphony and ballet, our lead role in the Pacific Rim, our leadership role in the world of high-technology and multi-media, our glorious views, our magnificent Golden Gate Bridge, our diverse neighborhoods, our cable cars, our world-class hotels and restaurants, our bustling Port and International Airport, our famed museums, our Fortune 500 companies and our splendid Golden Gate Park; and,

WHEREAS, Bank of America and her employees deserve to live in the best place in America—San Francisco; now, therefore, be it

RESOLVED, That the Board of Supervisors commends San Francisco for being the number one city in America for adults to live in, travel to, or relocate their business to; and, be it

FURTHER RESOLVED, That the Board of Supervisors challenges the elected officials of Charlotte, North Carolina to refute San Francisco's claim as the number one city in America.

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1206

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1208

RESOLUTION NO. 620-98

[Condemning the Persecution of Chinese in Indonesia]

CONDEMNING THE PERSECUTION, RACIAL VIOLENCE AND SEXUAL BRUTALITY AGAINST ETHNIC CHINESE IN INDONESIA AND URGING OUR CONGRESSIONAL REPRESENTATIVES TO CALL FOR A FULL INVESTIGATION INTO THESE ATROCIOUS ACTS OF VIOLENCE AND PRESSURE THE INDONESIAN GOVERNMENT FOR A FULL INVESTIGATION TO SEEK ACCOUNTABILITY AND JUSTICE

WHEREAS, Recently 1,200 people died in Indonesia as a result of targeted and vicious attacks and riots; and,

WHEREAS, Ethnic Chinese in Indonesia were targeted for racial violence, looting and sexual brutality; and,

WHEREAS, Various human rights groups report that at least 70 Chinese women were systematically raped, and 20 of those women died due to complications from their injuries; and

WHEREAS, Rape victims included young girls; and

WHEREAS, Indonesian Chinese have been subjected to organized persecution that included looting, burning of churches and homes and mass raping in public; and

WHEREAS, Human rights groups, including the Jakarta Legal Aid Institute, have accused the Indonesian government represented by security forces of failing to control the violence, and encouraging the brutality; and

WHEREAS, The Jakarta Legal Aid Institute and other human rights groups have filed a class action lawsuit against the Indonesian government for these attacks; and

Supervisor Mabel Teng, Yee, Ammiano, Bierman, Brown, Katz, Leno, Yaki

WHEREAS, Much of the media worldwide covered the student demonstrations in Jakarta, however, the specific reports of the widespread violence and attacks against the ethnic Chinese have been largely ignored; and

WHEREAS, The United States must condemn and denounce these horrific atrocities of violence and express the moral outrage of the American people; therefore be it

RESOLVED, That the Board of Supervisors in the City and County of San Francisco condemns the persecution, racial violence and sexual brutality against ethnic Chinese in Indonesia; and be it

FURTHER RESOLVED, That the Board of Supervisors in the City and County of San Francisco urges our Congressional Representatives call for a full investigation into these atrocious acts of violence and pressure the Indonesian government for a full investigation to seek accountability and justice.

Supervisor Mabel Teng

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1208

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1209 RESOLUTION NO. 621-98

[Sing Tao Daily]

COMMENDING SING TAO DAILY FOR ITS OUTSTANDING WORK IN KEEPING THE CHINESE COMMUNITY INFORMED AND DECLARING AUGUST 1, 1998, "SING TAO DAILY DAY" IN SAN FRANCISCO ON THE OCCASION OF ITS 60TH ANNIVERSARY.

WHEREAS, Sing Tao Daily, the oldest Chinese language newspaper in Hong Kong is celebrating its 60th anniversary and was launched at a critical time in the territory's history - war of resistance against the Japanese invasion; and,

WHEREAS, In its inaugural issue on August 1, 1938, the paper appealed to Chinese compatriots and overseas Chinese to assist the government to fight for the war; and,

WHEREAS, The underlying tone of the first editorial was clear; the newspaper would be the voice of the masses and would fulfill its role with firmness and unbiased rectitude; and,

WHEREAS, Sing Tao Daily is a quality paper offering comprehensive coverage and gives readers valuable insights into the political, financial, property, cultural, educational and social scenes; and,

WHEREAS, The number of pages devoted to education not only surpass Sing Tao Daily's competitors, but allow it to cover the education field comprehensively; and

WHEREAS, The columns provided to contributors such as teachers and educators become a meeting place for them to share their thoughts and discuss issues on education; and,

WHEREAS, During these decades of steady growth, the newspaper has always stood by its commitment to serve society and has always endeavored to make information available to the Chinese speaking community; and,

WHEREAS, With its efforts to serve its readers and society, it has gathered numerous awards for outstanding new reporting; now, therefore be it,

SUPERVISORS TENG, YAKI, KATZ, KAUFMAN, NEWSOM, IENO

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Sing Tao Daily for its outstanding work in keeping the Chinese community informed; and be it

FURTHER RESOLVED, That the Board of Supervisor of the City and County of San Francisco declares August 1, 1998, "Sing Tao Daily Day" in San Francisco on the occasion of its 60th Anniversary.

SUPERVISORS TENG, YAKI, KATZ

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1209

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1211 RESOLUTION NO. 622-98

[National Lesbian and Gay Health Association]

EXTENDING ADMIRATION AND APPRECIATION FOR THE VALUABLE CONTRIBUTIONS OF THE NATIONAL LESBIAN AND GAY HEALTH ASSOCIATION DURING ITS 20TH ANNIVERSARY.

WHEREAS, the National Lesbian and Gay Health Association (NLGHA) was formed in 1994 due to a merger between the National Lesbian and Gay Health Foundation (founded in 1978) and the National Alliance of Lesbian and Gay Health Clinics (founded in 1992); and

WHEREAS, NLGHA is the preeminent organization of national stature which, for 20 years, has worked diligently and collaboratively to enhance the quality of health and well-being of the Lesbian, Gay, Bisexual, and Transgender Community of the United States; and

WHEREAS, it has provided outstanding leadership in addressing the array of health care needs and issues relevant to its constituency through education, policy development, advocacy, and facilitation of health care delivery; and

WHEREAS, the annual National Lesbian and Gay Health Conference has provided a unique and comprehensive forum to identify and collaboratively formulate a response to the meet the health care needs of lesbians, gay men, bisexuals, and transgendered persons and to people living with HIV/AIDS; and

WHEREAS, the NLGHA has excelled in its efforts to promote sensitive and competent physical and mental health for the Lesbian, Gay, Bisexual, and Transgender community; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby extends its admiration and appreciation for the valuable contributions of the National Lesbian and Gay Health Association during its 20th anniversary.

SUPERVISORS AMMIANO, KATZ, LENO, Bierman, NEWSOM

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-1211

JUL 31 1998
Date Approved

Mayor

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FILE NO. 98-1212 RESOLUTION NO. 623-98

[Supporting H.R. 3495 and S. 885]

SUPPORTING UNITED STATES HOUSE OF REPRESENTATIVES BILL 3495 AND UNITED STATES SENATE BILL 885 WHICH PROVIDE FOR "FAIR ATM FEES FOR CONSUMERS" AND URGING THAT SAN FRANCISCO'S STATE AND FEDERAL ELECTED OFFICIALS, AND LOBBYISTS SUPPORT AND LOBBY ON BEHALF OF THESE PROPOSED BILLS.

WHEREAS, During the 105th United States Congressional session, Congressman Maurice Hinchey (D-NY) authored House of Representatives Bill 3495 - "Fair ATM Fees for Consumer Act"; and

WHEREAS, United States Senator Alfonso D'Amato (R-NY) introduced a similar bill, United States Senate Bill 885 - "Fair ATM Fees for Consumer Act" to the United States Senate Floor; and

WHEREAS, H.R. 3495 and S.885 would amend the Electric Fund Transfer Act to limit fees charged by financial institutions for the use of automatic teller machines, and for other purposes; and

WHEREAS, Before April 1996, surcharging was only allowed in 15 states, it is now allowed in 48 states and the District of Columbia; and

WHEREAS, Surcharging rates have increased dramatically in just two years; and

WHEREAS, Average ATM surcharges increased to $1.23 in 1998, up from $1.15 in 1997; and

WHEREAS, The percentage of big banks imposing surcharges increased by 63%, from 51%; and

WHEREAS, Consumers are often charged twice for the same transactions; now therefore, be it

Supervisors Ammiano, Bierman, Brown, Leno

BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco express its strong support of United States House of Representatives Bill 3495 and United States Senate Bill 885 provide for "Fair ATM Fees for Consumers"; and be it further

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges San Francisco's state and federally elected officials, and lobbyists to support and lobby on behalf of these proposed bills.

SUPERVISOR TOM AMMIANO

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1212

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1213 RESOLUTION NO. 624-98

[Condemning Anti-Domestic Partners Legislation]

CONDEMNING CONGRESSMAN FRANKLIN RIGGS' (R-WINDSOR) PROPOSED LEGISLATION WHICH WOULD DENY FEDERAL FUNDING TO LOCAL CITY AND STATE GOVERNMENTS WHICH HAVE ENACTED DOMESTIC PARTNERS ORDINANCES.

WHEREAS, Since the City's groundbreaking Equal Benefits Ordinance was enacted 13 months ago, more than 1,700 companies have extended equal benefits to their employees' domestic partners, both gay and straight; and

WHEREAS, Congressman Frank Riggs' (R-Windsor) has proposed an amendment to a federal appropriations bill which would jeopardize up to $260 million in federal funds for local programs by denying Veteran's Administration and Housing and Urban Development (HUD) funds to local jurisdictions that require their contractors to provide equal employment benefits to spouses and domestic partners of their employees; and

WHEREAS, Congressman Riggs' amendment would eliminate Housing and Urban Development (HUD) funding for 20,100 units of federally subsidized housing, $67 million for Section 8 housing which permits low income residents to rent from private landlords, and remove $41 million in Community Development Block Grants that provide housing assistance to City residents, including assistance to those afflicted with HIV/AIDS; and

WHEREAS, If Congressman Riggs' amendment is enacted it would exacerbate the existing shortage of housing, the lack of available low income housing, and increase the ranks of the homeless population in the City; and

WHEREAS, Congressman Riggs' amendment would seriously undermine local autonomy and permit the federal government to determine and dictate policy on the local level; and

WHEREAS, This proposal is part of a series of attacks by the Republican Party on the lesbian and gay community, including efforts to deny a hearing on the appointment of James Hormel as Ambassador to Luxembourg and a new proposal to nullify President Clinton's executive order banning job discrimination against lesbians and gays in federal employment; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby strongly condemns Congressman Franklin Riggs' proposed amendment and urges state and federally elected officials and lobbyists to actively protest the proposal to deny federal funds to San Francisco.

SUPERVISOR:AMMIANO, Leno, Teng, Katz

Supervisors Ammiano, Leno, Teng, Katz, Kaufman, Newsom, Brown, Yaki

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AUG 20 1998
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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1213

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1214 RESOLUTION NO. 625-98

[Grant, State]

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF ONE HUNDRED THOUSAND DOLLARS ($100,000.00) WHICH INCLUDES INDIRECT COSTS OF FIVE THOUSAND DOLLARS ($5,000.00) AND AUDIT COSTS OF ONE THOUSAND THREE HUNDRED DOLLARS ($1,300.00) FOR A PROJECT DESIGNATED "SUPPRESSION OF DRUG ABUSE IN THE SCHOOLS".

WHEREAS, the Chief of Police of the City and County of San Francisco desires to undertake a certain project designated "Suppression of Drug Abuse In The Schools" to be funded in part from funds made available through the Office of Criminal Justice Planning (herein after referred to as OCJP); now therefore be it

RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to execute on behalf of the Board of Supervisors of the City and County of San Francisco the attached Grant Award Agreement including any extensions, amendments thereof; and be it

FURTHER RESOLVED, that it is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for and such liability; and be it

Supervisors Ammiano, Newsom, Brown, Katz

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and be it

FURTHER RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to accept and expend funds in the amount of ONE HUNDRED THOUSAND DOLLARS ($100,000.00) which includes indirect costs in the amount of FIVE THOUSAND DOLLARS ($5,000.00) and audit costs of ONE THOUSAND THREE HUNDRED DOLLARS ($1,300.00) made available through the Office of Criminal Justice for the project known as "Suppression of Drug Abuse In The Schools".

for WILLIE L. BROWN JR. MAYOR	FRED H. LAU CHIEF OF POLICE	for EDWARD HARRINGTON CONTROLLER

CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT.
AUG 20 1998
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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1214

JUL 31 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 98-1215 RESOLUTION NO. 626-98

[Exchange of Vintage Transit Equipment

AUTHORIZING THE GENERAL MANAGER OF THE PUBLIC TRANSPORTATION DEPARTMENT TO ENTER INTO AN AGREEMENT EXCHANGING CALIFORNIA STREET CABLE CAR #59, A VINTAGE TRANSIT VEHICLE, FOR NEW ORLEANS STREETCAR #456.

WHEREAS, The cities of San Francisco and New Orleans are home to nationally recognized historic transit operations: cable cars in San Francisco and streetcars in New Orleans; and,

WHEREAS, San Francisco and New Orleans cities are both recognized around the world as centers of culture, gastronomy and *joie de vivre*; and,

WHEREAS, As a permanent reminder of these connections, San Francisco and New Orleans desire to share a piece of each city wit the other; and,

WHEREAS, The Regional Transit Authority in New Orleans has offered to the City and County of San Francisco New Orleans Streetcar #456, which was built in 1927 by the Perley Thomas Company and ran on the Riverfront Line until retiring from active service in 1997; and,

WHEREAS, In exchange for New Orleans Streetcar #456, the City and County of San Francisco's Public Transportation Commission and the San Francisco Municipal Railway have offered the Regional Transit Authority in New Orleans title to California Street Cable Car #59, a car built in 1907 by the Hammond Car Company which faithfully served

patrons on California Street until it retired in 1996; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the General Manager of the Public Transportation Department to enter into an agreement exchanging California Street Cable Car #59, a vintage transit vehicle, for New Orleans Streetcar #456.

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1215

JUL 31 1998

Date Approved

Mayor

FILE NO. 98-1216 RESOLUTION NO. 627-98

[Commending Judy Hewson, RN, MPH, PHN]

COMMENDING JUDY HEWSON, RN, MPH, PHN, FOR 31 YEARS OF DEDICATION AND SERVICE TO THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCISCO

WHEREAS, Judy Hewson, RN, MPH, PHN has worked diligently and with impeccable credentials for 31 years for the San Francisco Department of Public Health; and,

WHEREAS, Ms. Hewson has worked at the Chinatown Health Center, as well as the Castro-Mission Health Center, using her bilingual skills to serve the Spanish-speaking population in that neighborhood of the City; and,

WHEREAS, She served as the Liaison Public Health Nurse at San Francisco General Hospital's OB/GYN and Pediatric Clinics, making referrals to public health nurses in the health centers and modeling positive collaborative interaction; and

WHEREAS, Ms. Hewson worked as a school nurse in public and parochial elementary and high schools to ensure the health and well being of children; and

WHEREAS, Ms. Hewson has worked, for the last ten years, in the Child Health and Disability Prevention Program supervising staff and ensuring quality standards of care; and

WHEREAS, She willingly served as Acting Director of the Child Health and Disability Prevention Program for one year; and

WHEREAS, Throughout her nursing career, she has been an advocate for the patient's right to accessible quality health care; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors commends and wholeheartedly thanks Judy Hewson for her dedication and years of service to the people of the City and County of San Francisco.

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1216

JUL 31 1998

Date Approved

Mayor

FILE NO. 98-1217 RESOLUTION NO. 628-98

[Commending Amelia Ashley-Ward]

COMMENDING AMELIA ASHLEY-WARD FOR RECEIVING THE "PUBLISHER OF THE YEAR" AWARD FROM THE NATIONAL NEWSPAPER PUBLISHERS ASSOCIATION.

WHEREAS, In June of 1997 Amelia Ashley-Ward became the Publisher at the Sun Reporter Publishing Company, publishing company for the Sun-Reporter, the California Voice and the Metro Reporter Group; and,

WHEREAS, Over the past eighteen years, Amelia Ashley-Ward has worked in a variety of capacities with the Sun Reporter Publishing Company including working in the positions of reporter, Editor of the California Voice, Editor and Managing Editor of the Sun Reporter; and,

WHEREAS, Amelia Ashley-Ward has demonstrated excellent journalistic ability and a penchant for strong management and leadership as a publisher with the Sun Reporter Publishing Company; and,

WHEREAS, Amelia Ashley-Ward has made outstanding contributions to the city of San Francisco through her commitment to community service; and,

WHEREAS, Amelia Ashley-Ward recently received the prestigious "Publisher of the Year" award from the distinguished National Newspaper Publishers Association at the Association's annual convention in Memphis, Tennessee; and,

Supervisors Brown, Leno, Teng, Bierman, Katz, Yaki, Yee

WHEREAS, The "Publisher of the Year" award is given to the publisher who demonstrates a commitment to providing an unparalleled caliber of journalistic reporting in its publications; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors extends its highest commendation to Amelia Ashley Ward for receiving the "Publisher of the Year" award from the National Newspaper Publishers Association.

Supervisors Amos Brown, Leno, Teng, Bierman

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1217

JUL 31 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 98-1218 RESOLUTION NO. 629-98

[Commending Agnes Morton]

COMMENDING AGNES MORTON AS SHE RETIRES FROM 30 YEARS OF NURSING AND FOR HER DEDICATION TO PROVIDING OPTIMUM HEALTH CARE TO SAN FRANCISCO RESIDENTS.

Whereas, Agnes R. Morton holds a Bachelor of Science in Nursing from Florida A & M University, a Master of Science in Nursing from the University of California, San Francisco, and a Masters in Public Health Education from the University of California, Berkeley; and,

Whereas, Agnes R. Morton is formerly a staff public health nurse with the San Francisco City and County Department of Public Health; and,

Whereas, Agnes R. Morton is a past coordinator of the Oceanview, Merced Heights, Ingleside Wellness Nursing Center, a nurse managed community based program offering preventive health care services to residents of the Oceanview Merced Ingleside community; and,

Whereas, Agnes R. Morton is one of the principal founders and organizers of the Department of Public Health's Bureau of Public Health Nursing; and,

Whereas, Agnes R. Morton is an active participant in many community health activities and is dedicated to improving access to health care along with improvement of the health status of the entire community; and,

Whereas, Agnes R. Morton has been an outstanding servant in the city of San Francisco who is committed to improving access to health care for all residents of San Francisco; now, therefore, be it

Supervisors Brown, Leno

BOARD OF SUPERVISORS

RESOLVED, That the San Francisco Board of Supervisors extends its highest commendation to Agnes R. Morton as she retires from thirty years of nursing and for her dedication to providing optimum health care to the residents of San Francisco.

Supervisor Amos Brown

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1218

JUL 31 1998

Date Approved

Mayor

FILE NO. 98-1219 RESOLUTION NO. 630-98

[Honoring the Human Rights Campaign Foundation]

RECOGNIZING THE LEADERSHIP AND DEDICATION OF THE HUMAN RIGHTS CAMPAIGN FOUNDATION FOR COMBATING HOMOPHOBIA AND DISCRIMINATION

WHEREAS, The Human Rights Campaign Foundation has educated, communicated, and championed for the equal rights of gays and lesbians; and,

WHEREAS, The Human Rights Campaign Foundation has shown commitment to creating a society free of discrimination towards gays and lesbians; and,

WHEREAS, The Human Rights Campaign Foundation coordinated a collective effort to combat misleading and strongly opinionated ads regarding religion and gays and lesbians; and,

WHEREAS, The Human Rights Campaign Foundation helps recognize that many gay and lesbian Americans are deeply religious and affiliated with a rich and diverse array of institutions of faith; and,

WHEREAS, The Human Rights Campaign Foundation helps promote positive images of gays and lesbians within strong, supportive families; and,

WHEREAS, The Human Rights Campaign Foundation has taken command to educate America regarding gays and lesbians and the issues affecting the gay and lesbian community; now, therefore, be it,

RESOLVED, That the San Francisco Board of Supervisors supports the advertisements sponsored and produced by the Human Rights Campaign Foundation, and be it

FURTHER RESOLVED, That the City and County of San Francisco recognizes the Human Rights Campaign Foundation for being a leader in coordinating efforts to promote equal rights for gays and lesbians.

BOARD OF SUPERVISORS

Supervisor Leslie R. Katz, Leno, Ammiano, Bierman, Newsom, Brown

Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1219

JUL 31 1998
Date Approved

Willie L. Brown Jr.
Mayor

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FILE NO. 98-1221 RESOLUTION NO. 631-98

RECOGNIZING THE MANY LOVING CONTRIBUTIONS TO THE PEOPLE OF SAN FRANCISCO MADE BY DESMOND AND VALETTA HESLET, TWO UNIQUE INDIVIDUALS WHOSE BEAUTIFUL GARDENS AND CHARMING COTTAGES CONTINUE TO ENHANCE THE UNIQUENESS THAT IS SAN FRANCISCO.

WHEREAS, Desmond and Valetta Heslet, married for 62 years, were well known for their colorful and artistic Greenwich Steps gardens on the North slope of Telegraph Hill where they rented a number of quaint cottages; and

WHEREAS, Des and Valetta treated their tenants as family and together performed summer musical and theatrical productions on "the Hill;" and

WHEREAS, Des and Valetta were living on the Greenwich Steps in the 1930's, watching through their kitchen window as the Bay Bridge was built; and

WHEREAS, In the 1940's and 1950's Des and Valetta transformed the barren, garbage-strewn hillside into what would become world-renowned gardens; and

WHEREAS, When the couple paved Montgomery Street between Union and Greenwich, thousands of cobblestones were dug up and that year, every apartment got a new cobblestone fireplace, as did most of the apartments on Telegraph Hill; and

WHEREAS, Valetta preceded Des in death in 1995 and shortly after Des moved to Tacoma, Washington to live with relatives; and

SUPERVISOR KAUFMAN, MEDINA

BOARD OF SUPERVISORS

WHEREAS, Desmond Heslet passed away on May 12, 1998, three weeks short of his 94th birthday; and

WHEREAS, Both Des and Valetta are sorely missed and will always be remembered for their gardens which added immensely to the beauty of Telegraph Hill; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco recognizes the many loving contributions to the people of San Francisco made by Desmond and Valetta Heslet, two unique individuals whose beautiful gardens and charming cottages continue to enhance the uniqueness that is San Francisco.

SUPERVISOR KAUFMAN

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco July 27, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina
Newsom Yaki Yee

Absent: Supervisors Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1221

JUL 31 1998
Date Approved

Mayor

FILE NO. 98-1249 RESOLUTION NO. 632-98

[Consolidation of BART Election - 11/3/98]

CONSOLIDATING THE BAY AREA RAPID TRANSIT DISTRICT ELECTION TO BE HELD IN THE CITY AND COUNTY OF SAN FRANCISCO ON NOVEMBER 3, 1998 WITH THE GENERAL MUNICIPAL AND SPECIAL ELECTION SCHEDULED FOR THE SAME DATE, AND PROVIDING THAT THE ELECTION PRECINCTS, VOTING PLACES AND OFFICERS FOR ELECTION SHALL BE THE SAME AS FOR THE GENERAL MUNICIPAL AND SPECIAL ELECTION.

WHEREAS, A General Municipal Election is scheduled to be held in the City and County of San Francisco on November 3, 1998 for the purpose of voting on candidates for local office and on proposed charter amendments and other measures to be submitted to the voters; and,

WHEREAS, The Bay Area Rapid Transit ("BART") District Board of Directors is scheduled to hold an election in the City and County of San Francisco on November 3, 1998; and,

WHEREAS, The Board of Supervisors believes that it is in the best interests of the public that these elections be consolidated, as authorized by law; now, therefore, be it

RESOLVED, That pursuant to Elections Code Section 10400 et seq., the BART election to be held in the City and County of San Francisco on November 3, 1998 shall be and hereby is consolidated with the General Municipal and Special election scheduled for the same date; and, be it

FURTHER RESOLVED, That the voting precincts, polling places, and officers of election shall, in every case, be the same; that there shall be only one set of election officers in each precinct, to wit, the election officers to be appointed by the Director of Elections for each precinct; that the candidates and measures, and bond proposals, and candidates for the Board of Directors of BART shall be set forth on the ballots provided for said election; that the election shall be held in all respects as though there were only one election, and that all returns shall be canvassed by the Director of Elections, as provided in the Elections Code of the State of California

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Brown Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1249

AUG - 5 1998
Date Approved

Mayor

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AUG 20 1998

Govt Information Ctr
41 Main Library-Civic Center
100 Larkin Street
Mailslot

[Child Care Capital Fund Regulations]

APPROVING REGULATIONS FOR THE USE OF THE CHILD CARE CAPITAL FUND, FORMERLY KNOWN AS THE AFFORDABLE CHILD CARE FUND, ESTABLISHED BY SAN FRANCISCO PLANNING CODE SECTION 314.5; SUPERSEDING EXISTING REGULATIONS FOR THE USE OF THE AFFORDABLE CHILD CARE FUND; AND AUTHORIZING THE USE OF THE CURRENT UNEXPENDED BALANCE OF THE CHILD CARE CAPITAL FUND.

WHEREAS, San Francisco Planning Code Section 314.5 established an Affordable Child Care Fund to be used for certain costs associated with the provision of child care services to low and moderate income households; and,

WHEREAS, Pursuant to Ordinance No. 263-98, the Affordable Child Care Fund has been renamed the "Child Care Capital Fund" (the "Fund"); and

WHEREAS, The Fund is to be administered by the Director of the Department of City Planning or his/her designee; and,

WHEREAS, The Director has entered into a Memorandum of Understanding with the Mayor's Office pursuant to which the Mayor's Office has assumed responsibility for administration of the Fund, including drafting regulations regarding the Fund; and,

WHEREAS, San Francisco Planning Code Section 314.5 requires, among other things, that the Board of Supervisors approve any proposed regulations for the Fund; and,

WHEREAS, Pursuant to Resolution No. 659-95, the Board of Supervisors approved regulations for the Fund (the "Existing

Regulations"), which include providing child care subsidies to families with children under the age of three; and,

WHEREAS, The Mayor's Office of Children, Youth and Their Families, or any successor office in the Mayor's Office designated by the Mayor ("MOCYF"), intends to utilize a portion of the existing balance of the Fund to continue providing subsidies to families currently receiving assistance under the Existing Regulations until the children in those families are no longer eligible for assistance under those regulations (until the month in which the child(ren) turn age three) so as to not disrupt child care services provided to those families; and,

WHEREAS, MOCYF has prepared revised "Program Regulations for the Child Care Capital Fund for the City and County of San Francisco" (the "Regulations") which, in lieu of the subsidies authorized in the Existing Regulations will authorize monies in the Fund to be provided directly to child care providers to finance certain costs designed to increase and/or improve existing child care facilities; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the Regulations in substantially the form of the copy on file with the Clerk of the Board of Supervisors in File No. 98-519; and, be it

FURTHER RESOLVED, That the Existing Regulations are superseded in their entirety by the Regulations approved by this Resolution; except that MOCYF is authorized to utilize a portion of the unexpended balance of the Fund to continue to provide subsidies

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directly to families currently receiving assistance pursuant to the Existing Regulations until such time as those families are no longer eligible to receive assistance under the Existing Regulations, and to use the remaining unexpended balance of the Fund for any uses permitted by Planning Code Section 314.5.

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0519

AUG 14 1998

Date Approved

Mayor

FILE NO. 98-0836 RESOLUTION NO. 634-98

(Adult Day Health Care)

AUTHORIZING APPROVAL OF REVISIONS TO THE SAN FRANCISCO ADULT DAY HEALTH CARE COUNTY PLAN

WHEREAS, the Board of Supervisors created the San Francisco Adult Day Health Care Planning Council in 1981 (Ordinance 329-81; amended by Ordinance 434-89); and

WHEREAS, San Francisco supports the development and growth of home and community-based alternatives to institutionalization for seniors and persons with disabilities;

WHEREAS, adult day health care provides an essential service in the long-term care services continuum;

WHEREAS, the State statutes and regulations require counties to amend the Adult Day Health Care County Plan whenever service area boundaries need to be changed as recommended and approved by the local Adult Day Health Care Planning Council, and,

WHEREAS, the local Adult Day Health Care Planning Council is approved by the Department of Aging to plan for organized day programs of therapeutic, social and health activities and services provided to the elderly and persons with functional impairments either physical or mental; and,

WHEREAS, the San Francisco Adult Day Health Care County Plan was revised to: (1) update all State-required demographic data; (2) allow multiple providers in a single service area, if there is a demonstrated need; and (3) expand Service Area #4; develop new Service Area #5 which was part of former Service Area #7; expand Service Area #6; move Service Area #7 to include part of former Service Area #5; and expand Service Area #8; and

WHEREAS, these revisions were made in accordance with State mandated processes and formalized by the Adult Day Health Care Planning Council on March 11, 1998; and

WHEREAS, the San Francisco Health Commission adopted Resolution No. 15-98 supporting the revised San Francisco Adult Day Health Care County Plan, now therefore, be it

RESOLVED, the Board of Supervisors supports the revised San Francisco Adult Day Health Care County Plan, and be it

FURTHER RESOLVED, that the Board of Supervisors recommends the revised San Francisco Adult Day Health Care County Plan for submission to the State Department of Aging.

Recommended:
MITCHELL H. KATZ, M.D.
Director of Health

HEALTH COMMISSION
SANDY OUYE MORI

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Tang

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-0836

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-0988 RESOLUTION NO. 635-98

(ACCEPTANCE OF GIFT)

ACCEPTING A GIFT FROM FONG AND CHAN ARCHITECTS FOR ARCHITECTURAL SERVICES FOR THE DESIGN OF THE AVIATION LIBRARY, ARCHIVE, AND MUSEUM AT THE AIRPORT.

WHEREAS, in 1991 the Airport Commission authorized the establishment of an Aviation Library, Archive and Museum in the new International Terminal at the San Francisco International Airport, and

WHEREAS, Fong and Chan Architects has offered to provide pro bono architectural services valued at $260,000 for the design of this facility, now, therefore, be it

RESOLVED, that this Board of Supervisors does hereby accept, with expressions of public appreciation the pro bono architectural services of Fong and Chan Architects for design work on the Aviation Library, Archive and Museum in the new International Terminal at the San Francisco International Airport

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0988

AUG 14 1998
Date Approved

Mayor

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7/29/98 - As amended in Committee.

FILE NO. 98-1022

RESOLUTION NO. 636-98

(Assignment, Assumption and Amendment of Lease of Property)

AUTHORIZING, RETROACTIVELY, AN ASSIGNMENT, ASSUMPTION AND AMENDMENT OF A 40-YEAR LEASE OF PUBLIC UTILITIES LAND LOCATED IN THE CITY OF SANTA CLARA FOR PARKING AND LANDSCAPING FROM LARVAN PROPERTIES, ASSIGNOR, TO MELP VII, ASSIGNEE ; SUBJECT TO RENT REAPPRAISALS NINE YEARS FROM THE DATE OF THE ASSIGNMENT AND FOURTEEN YEARS FROM THE DATE OF THE ASSIGNMENT.

WHEREAS, The Assignor has agreed to an amendment of Lease to (i) increase monthly rental to reflect Fair Market Rental at $1,446.92/mo. ($17,363.00/yr.) with annual adjustments based on any increase of the Consumer Price Index (CPI); (ii) include the Domestic Partners Equal Benefits Ordinance; (iii) include the Pesticide Ordinance, and

WHEREAS, The Public Utilities Commission pursuant to Resolution 98-0033 approved the subject Assignment, Assumption and Amendment of Lease, and

WHEREAS, Section ~~2.110~~ 9.118 of the charter requires that the lease of real property in excess of ten years shall be subject to approval by resolution of the Board of Supervisors; now therefore, be it

RESOLVED, That this Board hereby approves retroactively the Assignment, Assumption and Amendment of lease of .346 acres of a portion of Parcel 144 of Bay Division Pipeline Nos. 3 and 4 right of way, located in Santa Clara, California, between the City and County of San Francisco, Lessor, Larvan Properties, Assignor, and MELP VII, Assignee, having been approved pursuant to Public Utilities Commission Resolution No. 98-0033 adopted February 24, 1998.; and, be it

FURTHER RESOLVED, That the Board's approval of this Assignment, Assumption and Amendment of this lease is conditioned upon the Assignment, Assumption and Amendment being amended to include a provision that there shall be a rent reappraisal nine years from the date of the assignment, and that there shall be a further rent reappraisal fourteen years from the date of the assignment.

7/29/98 jlb

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1022

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1067 RESOLUTION NO. 637-98

(Outreach Newspapers)

DESIGNATING THE BAY VIEW INC., THE SUN REPORTER AND THE SMALL BUSINESS EXCHANGE TO BE OUTREACH NEWSPAPERS OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THE AFRICAN-AMERICAN COMMUNITY; DESIGNATING THE CHINA PRESS, THE SING-TAO DAILY NEWS, AND THE WORLD JOURNAL TO BE OUTREACH NEWSPAPER OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THE CHINESE COMMUNITY; DESIGNATING THE EL LATINO AND THE EL REPORTER (THE REPORTER) TO BE OUTREACH NEWSPAPERS OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THE HISPANIC COMMUNITY; DESIGNATING THE PHILIPPINE GUARDIAN AS THE OUTREACH NEWSPAPER OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THE PHILIPPINE COMMUNITY; DESIGNATING THE KOREAN TIMES AS THE OUTREACH NEWSPAPER OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THE KOREAN COMMUNITY; DESIGNATING THE HOKUBEI MAINUCHI AS THE OUTREACH NEWSPAPER OF THE CITY AND COUNTY OF SAN FRANCISCO FOR THE JAPANESE COMMUNITY; COMMENCING RETROACTIVELY ON JULY 1, 1998.

RESOLVED, that the **Bay View Inc., The Sun Reporter and the Small Business Exchange**, newspapers which circulate primarily in the African-American community of San Francisco and which are printed in San Francisco on one or more days in a calendar week, are hereby designated as the outreach newspapers of the City and County of San Francisco for the African-American community, commencing retroactively on July 1, 1998, for the publication of outreach advertising as determined by the Clerk of the Board of

(Supervisor Teng), Ammiano, Bierman

Supervisors in accordance with §2.80-1(d) of the San Francisco Administrative Code; and be it

FURTHER RESOLVED, that the **China Press, the World Journal and the Sing-Tao Daily News**, newspapers which circulate primarily in the Chinese community of San Francisco and which are printed in San Francisco on one or more days in a calendar week, are hereby designated as the outreach newspapers of the City and County of San Francisco for the Chinese community, commencing retroactively on July 1, 1998, for the publication of outreach advertising as determined by the Clerk of the Board of Supervisors in accordance with §2.80-1(d) of the San Francisco Administrative Code; and be it

FURTHER RESOLVED, that the **El Latino and the El Reporter (The Reporter)**, newspapers which circulate primarily in the Hispanic community of San Francisco and which are printed in San Francisco on one or more days in a calendar week, are hereby designated as the outreach newspapers of the City and County of San Francisco for the Hispanic community, commencing retroactively on July 1, 1998, for the publication of outreach advertising as determined by the Clerk of the Board of Supervisors in accordance with §2.80-1(d) of the San Francisco Administrative Code; and be it

FURTHER RESOLVED, that the **Hokubei Mainuchi**, a newspaper which circulates primarily in the Japanese community of San Francisco and which is printed in San Francisco on one or more days in a calendar week, is hereby designated as the

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outreach newspaper of the City and County of San Francisco for the Japanese community, commencing retroactively on July 1, 1998, for the publication of outreach advertising as determined by the Clerk of the Board of Supervisors in accordance with §2.80-1(d) of the San Francisco Administrative Code; and be it

FURTHER RESOLVED, that the **Korean Times**, a newspaper which circulates primarily in the Korean community of San Francisco and which is printed in San Francisco on one or more days in a calendar week, is hereby designated as the outreach newspaper of the City and County of San Francisco for the Korean community, commencing retroactively on July 1, 1998, for the publication of outreach advertising as determined by the Clerk of the Board of Supervisors in accordance with §2.80-1(d) of the San Francisco Administrative Code; and be it

FURTHER RESOLVED, that the **Philippine Guardian**, a newspaper which circulates primarily in the Philippine community of San Francisco and which is printed in San Francisco bi-weekly, is hereby designated as the outreach newspaper of the City and County of San Francisco for the Philippine community, commencing retroactively on July 1, 1998, for the publication of outreach advertising as determined by the Clerk of the Board of Supervisors in accordance with §2.80-1(d) of the San Francisco Administrative Code.

newspapr\98-out-g.res

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1067

AUG 14 1998
Date Approved

Mayor

FILE NO. 98-1068 RESOLUTION NO. 638-98

(Outreach Newspapers)

DESIGNATING THE SAN FRANCISCO BAY TIMES AND THE BAY AREA REPORTER FOR OUTREACH ADVERTISING FOR THE CITY AND COUNTY OF SAN FRANCISCO FOR THE LESBIAN/GAY/BISEXUAL COMMUNITY BEGINNING RETROACTIVELY ON JULY 1, 1998.

WHEREAS, the voters by passing Proposition J in 1994, have mandated the need to provide Outreach Advertising to this Community pursuant to §§2.80 and 2.81 of the Amin. Code; and

WHEREAS, bids have been solicited and no bids were received for this community; and

WHEREAS, the San Francisco Bay Times and the Bay Area Reporter circulate primarily in this Community; therefore, be it

Resolved, that the Bay Area Reporter, a newspaper which circulates primarily in the Lesbian/Gay/Bisexual Community of San Francisco and which is published weekly; and the San Francisco Bay Times, a newspaper which circulates primarily in the Lesbian/Gay/Bisexual Community and which is published bi-weekly, are hereby designated for outreach advertising for the City and County of San Francisco for the Lesbian/Gay/Bisexual Community, for the publication of Outreach Advertising as determined by the Clerk of the Board of Supervisors in accordance with §2.80-1(d) of the Administrative Code, beginning retroactively on July 1, 1998.

(Supervisor Teng), Ammiano

newspapr\98-out-1.res

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1068

AUG 14 1998
Date Approved

Mayor

DOCUMENTS DEPT.
SEP 11 1998
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FILE NO. 98-1138 RESOLUTION NO. 639-98

[Grant – State]

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY HEALTH SERVICES, TO ACCEPT AND EXPEND RETROACTIVELY AN AWARD OF $42,615, FROM THE STATE DEPARTMENT OF HEALTH SERVICES, WIC PROGRAM, FOR ONE TIME SERVICE INFRASTRUCTURE FUNDING; PROVIDING FOR RATIFICATION OF ACTION PREVIOUSLY TAKEN; WAIVING INDIRECT COSTS.

WHEREAS, The Department of Public Health, Community Health Services, WIC Services, was awarded a one-time infrastructure grant in the amount of $42,615, which includes no indirect costs, from the State Department of Health Services, WIC Program, for one-time service infrastructure funding, and,

WHEREAS, The State Department of Health Services, WIC Program, does not allow for indirect costs for this award, and,

WHEREAS, The State Department of Health Services is amending the FY 1997-98 WIC grant to incorporate this funding, now, therefore be it

RESOLVED, That the Department of Public Health, Community Health Services, WIC Services, is hereby authorized to accept and expend retroactively an award of $42,615, which includes no indirect costs, from the State Department of Health Services, WIC Program, for one-time service infrastructure funding, and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken, and, be it

FURTHER RESOLVED, That the Board of Supervisors does hereby waive indirect costs.

RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

APPROVED:

Health Commission

Office of the Mayor

Office of the Controller

Department of Public Health
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1138

AUG 14 1998
Date Approved

Mayor

DOCUMENTS DEPT.
SEP 11 1998

FILE NO. 98-1144 RESOLUTION NO. 640-98

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM BY CITY AND COUNTY OF SAN FRANCISCO FOR $104,564.25.

WHEREAS, the City and County of San Francisco has made a demand against Volume Services, Inc. for payment of penalties, restitution and investigative costs for unfair business practices; and

WHEREAS, The Department of Agriculture and Weights and Measures of the City and County of San Francisco has recommended settlement of this claim by Volume Services' payments as follows:

$51,564.25 of the penalty portion of the settlement, payable to the Workers' Children's Fund;

$35,000 payable to the Office of the San Francisco City Attorney, in reimbursement of investigative costs and attorney's fees; and

$18,000 payable to the Department of Agriculture and Weights and Measures of the City and County of San Francisco, in reimbursement of investigative costs; and

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment in the amounts and in the manner described above is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:
LOUISE H. RENNE
City Attorney

PATRICK J. MAHONEY
Chief Trial Deputy

RECOMMENDED:

Department of Agriculture and Weights and Measures

DAVID C. FRIEDERS
Director

RULES COMMITTEE
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1144

AUG 14 1998
Date Approved

Mayor

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7/29/98 - As amended in Committee.

FILE NO. 98-1145

RESOLUTION NO. 641-98
RO#98006

[Lease of Real Property]

AUTHORIZING THE LEASE AGREEMENT FOR OFF-STREET PARKING AT 205 - 13TH STREET FOR THE DEPARTMENT OF HUMAN SERVICES EFFECTIVE THE LATER OF AUGUST 1, 1998, RETROACTIVELY, OR UPON THE DATE CITY RECEIVES 24-HOUR NOTICE TO VACATE THEIR CURRENT PARKING SITE.

WHEREAS, The State of California, Department of Transportation is undertaking the structural retrofit of Highway 101 which will temporarily displace the Department of Human Services parking facility under the freeway structure. Said facility is leased from the State, which lease was approved by Resolution No. 667-75 on September 8, 1975 and will be vacated July 31, 1998 or upon receipt of 24-hour notice to vacate from the State of California; now, therefore, be it

RESOLVED, In accordance with the recommendation of the Director of Human Services and Director of Property, the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Tenant, are hereby authorized to execute a lease agreement with SF L & W Partnership, Landlord, for temporary replacement parking for a minimum of 50 vehicles and a maximum of 91 vehicles for the Department of Human Services.

The lease agreement shall be effective retroactive to August 1, 1998 or upon the date which City receives 24-hour notice to vacate their current parking site from the State of California at a monthly rental of $65 per vehicle. The lease shall be month-to-month and shall terminate upon completion of the State construction projection estimated to be January 31,1999.

City shall hold Licensor harmless from any claims or liability for any injury or damage to any person or property as contained in lease agreement on file with the Clerk of the Board.

Said lease shall be subject to certification of funds by the Controller pursuant to Section 3.105 of the Charter. The City Attorney shall approve the form of the lease.

RECOMMENDED:

Director of Human Services

Director of Property

$ 35,500 Available
Index No. 455016
Subobject 03011

Controller

HQ:tc

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1145

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1146 RESOLUTION NO. 642-98

(Gift - Private)

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, SAN FRANCISCO GENERAL HOSPITAL, TO ACCEPT AND EXPEND A GIFT BEQULATHED TO SAN FRANCISCO GENERAL HOSPITAL FROM THE ESTATE OF KATHLEEN MASON.

WHEREAS, the Department of Public Health, San Francisco General Hospital is the recipient of a gift of shares of stock bequeathed to San Francisco General Hospital from the estate of Kathleen Mason to be used "exclusively for the benefit of AIDS patients at San Francisco General Hospital so long as a need exists for their support; thereafter, for the benefit of the Trauma Unit"; now, therefore, be it

RESOLVED, That the Department of Public Health, San Francisco General Hospital, is hereby authorized to accept a gift bequeathed to San Francisco General Hospital from the estate of Kathleen Mason to be used "exclusively for the benefit of AIDS patients at San Francisco General Hospital so long as a need exists for their support; thereafter, for the benefit of the Trauma Unit"; and be it

FURTHER RESOLVED, That the Department of Public Health, San Francisco General Hospital is hereby authorized to expend all proceeds from the sale of the gift of shares of stock, which is currently estimated to be $1.27 million, to be used "exclusively for the benefit of AIDS patients at San Francisco General Hospital so long as a need exists for their support; thereafter, for the benefit of the Trauma Unit" as specified by the benefactor.

RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

BOARD OF SUPERVISORS

APPROVED:

Sandy Ouye Mori
Health Commission

Public Health

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1146

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1185 RESOLUTION NO. 643-98

RO#98007

[Settlement Of Claim]

APPROVING THE SETTLEMENT OF UNLITIGATED CLAIM OF BUSINESS SOFTWARE ALLIANCE FOR $25,632.65.

WHEREAS, Business Software Alliance has filed a claim against the City and County of San Francisco for software infringement; and

WHEREAS, The Radiology Department of San Francisco General Hospital, Department of Public Health of the City and County of San Francisco, has recommended settlement of said claim by payment of $25,632.65; and

WHEREAS, The City Attorney has approved the settlement; now, therefore, be it

RESOLVED, That pursuant to Section 10.22 of the San Francisco Administrative Code, settlement and compromise of said claim by payment of $25,632.65 is hereby approved.

APPROVED AS TO FORM AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

KATHLEEN MURPHY
Deputy City Attorney

RECOMMENDED:

DEPARTMENT OF PUBLIC HEALTH

MITCHELL KATZ, M.D.
Director of Public Health

FUNDS AVAILABLE:

EDWARD HARRINGTON
Controller

APPROVED:

SANDY OUYE MORI
Secretary, Health Commission

1G-AGF-AAA 97-09-86
975027 05311 $25,632.65

BOARD OF SUPERVISORS

Page 1 of 1
6/5/98

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1185

AUG 14 1998
Date Approved

Mayor

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FILE NO. 98-1188 RESOLUTION NO. 644-98

[Contracting Out]

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT BUDGET ANALYST SERVICES CAN BE PRACTICALLY PERFORMED BY PRIVATE CONTRACTOR FOR LOWER COST THAN SIMILAR WORK SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, The electorate of the City and County of San Francisco passed Proposition "J" in November, 1976 adding Section 8.330-1 to the Charter allowing City Departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and

WHEREAS, The 1996 Charter continued the authority under Section 10.104(15); and

WHEREAS, The Controller has certified on July 15, 1998, that Budget Analyst services can be performed at lower cost to the City and County than by employees of the City and County; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby concurs with the Controller's certification and declares its intention to enter into a contract for fiscal year 1998-99 for services of the Budget Analyst.

CLERK OF THE BOARD
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1188

AUG 14 1998
Date Approved

Mayor

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FILE NO. 98-1257 RESOLUTION NO. 645-98

[Grant Acceptance]

APPROVING THE APPLICATION, ACCEPTANCE AND EXPENDITURE OF A GRANT AWARDED BY THE CALIFORNIA DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL TO THE SAN FRANCISCO POLICE DEPARTMENT.

WHEREAS, The San Francisco Police Department submitted an application to the California Department of Alcoholic Beverage Control to fund a project that will identify, target and take appropriate action against those licensed premises, both on-sale and off-sale, which operate in a disorderly and disruptive manner; and,

WHEREAS, The California Department of Alcoholic Beverage Control selected the San Francisco Police Department to receive funding for its grant proposal in the amount of $70,000; now, therefore, be it

RESOLVED, That Board of Supervisors approves the application, acceptance and expenditure of a grant awarded by the California Alcoholic Beverage Control to the San Francisco Police Department in the amount of $70,000.

SUPERVISORS
**GAVIN NEWSOM, MEDINA
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Brown Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1257

AUG 14 1998
Date Approved

Mayor

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FILE NO. 98-1258 RESOLUTION NO. 646-98

[Collaborative Telecommunications Infrastructure Planning]

DECLARING IT THE CITY AND COUNTY OF SAN FRANCISCO'S POLICY TO DEVELOP AN ADVANCED TELECOMMUNICATIONS INFRASTRUCTURE BY PURSUING COLLABORATIVE PLANNING AMONG ALL STAKEHOLDERS.

WHEREAS, The environment for community life in virtually every dimension is being shaped, reshaped and molded by the development and deployment of advanced communications and information technologies of the digital age; and,

WHEREAS, Advanced technologies have the capacity to enhance the well-being of everyone, empowering marginalized communities and people with disabilities, while providing more equitable opportunities for the community-at-large; and,

WHEREAS, It is the proper role of the City and County of San Francisco to facilitate the provision of and access to infrastructure by businesses, schools, libraries, community organizations and all citizens equally; and,

WHEREAS, A most effective tool for decision-making is collaborative planning, which engages both the public and private sectors in a structured process to define needs and negotiate the availability of public resources at the local and regional level; and,

WHEREAS, Collaborative planning strengthens linkages among government, schools, libraries, community-based organizations and the business community which, in turn, helps produce the best business, employment, educational, cultural, health and enrichment opportunities; and,

WHEREAS, The Telecommunications Act of 1996 has expanded the range of telecommunications service options available to businesses and communities; and,

WHEREAS, The effective use of information infrastructure makes companies more competitive, improves the delivery of government services, and promotes growth in

jobs and job readiness, which are tied to knowledge of the new information tools, access to high bandwidth networks and a technology-rich environment; and,

WHEREAS, The Bay Area is a national leader in the development and use of advanced information infrastructure technologies which provide unique resources of expertise, experience and tools; and,

WHEREAS, Advanced infrastructure technologies are vital to citizens and to existing, new and relocating businesses which demand a well-developed telecommunications infrastructure to meet the needs of a changing society; and,

WHEREAS, Community connectivity is the key to access to community information and delivery of government services in the coming decades; and,

WHEREAS, The Federal and State government have initiated programs to help schools, libraries and public health facilities install and operate advanced information infrastructure, and it is incumbent upon the community to provide free and equal access to knowledge and information tools through schools, libraries and other public service agencies; and,

WHEREAS, The City and County of San Francisco seeks to encourage the community, policy makers and leaders to create useful applications and replicable models of the emerging technologies to enhance and improve the well-being of the community and its citizens; now, therefore, be it

RESOLVED, That it is the policy of the City and County of San Francisco to pursue collaborative planning for the development of advanced telecommunications infrastructure between and among all the stakeholders including business, government, schools, libraries and community-based organizations, and to assess needs and develop goals for the purpose of creating advanced telecommunications infrastructure and applications to benefit the community as a whole.

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Brown Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1258

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1259 RESOLUTION NO. 647-98

[Maintaining Confidentiality of Medical Records]

RECOGNIZING THE NEED TO INSURE CONFIDENTIALITY OF MEDICAL RECORDS IN THE DIGITAL AGE

WHEREAS, Confidentiality of medical records is in place within the United States due to the honor system people in the health information management industry have been trained to regard as sacred; and,

WHEREAS, Confidentiality of medical records remains intact in the United States because of the high level cost accompanied by punitive damages for breaching confidentiality and there is no financial incentive for someone to release data contained in a medical record; and,

WHEREAS, These measures of confidentiality are threatened by offshore for-profit companies that offer transcription services to hospitals and insurance companies for a low cost; and,

WHEREAS, For-profit transcription companies are interested in returning a dividend to their shareholders which they do by making their stored documents available to target marketers, actuaries, and other interested parties for a price; and,

WHEREAS, Once data leaves the United States people who have access to such information are beyond the reach of the American legal system and thus free to distribute information without consequences; and,

WHEREAS, Dispersal of private and confidential matters can affect people, especially those living with AIDS or HIV, in many ways from applying for mortgages to attempts to buy health insurance; and,

WHEREAS, When a consumer profile is cross referenced with medical records or billing, target marketers can use this information to create a personal profile that can be

sold to businesses, giving them an advantage similar to insider trading; and,

WHEREAS, Personal data is becoming the ripest and most unscrupulous commodity for trading in black markets; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors encourages hospitals, HMOs and MTSOs who are approached by offshore companies promising them cost savings in transcription services to fully understand all of the potential risks and liabilities; and, be it

FURTHER RESOLVED, That the City and County of San Francisco encourages all parties from patients, to doctors, to hospitals to give confidentiality the utmost protection it deserves

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Brown Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1258

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1259 RESOLUTION NO. 647-98

[Maintaining Confidentiality of Medical Records]

RECOGNIZING THE NEED TO INSURE CONFIDENTIALITY OF MEDICAL RECORDS IN THE DIGITAL AGE

WHEREAS, Confidentiality of medical records is in place within the United States due to the honor system people in the health information management industry have been trained to regard as sacred; and,

WHEREAS, Confidentiality of medical records remains intact in the United States because of the high level cost accompanied by punitive damages for breaching confidentiality and there is no financial incentive for someone to release data contained in a medical record; and,

WHEREAS, These measures of confidentiality are threatened by offshore for-profit companies that offer transcription services to hospitals and insurance companies for a low cost; and,

WHEREAS, For-profit transcription companies are interested in returning a dividend to their shareholders which they do by making their stored documents available to target marketers, actuaries, and other interested parties for a price; and,

WHEREAS, Once data leaves the United States people who have access to such information are beyond the reach of the American legal system and thus free to distribute information without consequences; and,

WHEREAS, Dispersal of private and confidential matters can affect people, especially those living with AIDS or HIV, in many ways from applying for mortgages to attempts to buy health insurance; and,

WHEREAS, When a consumer profile is cross referenced with medical records or billing, target marketers can use this information to create a personal profile that can be

sold to businesses, giving them an advantage similar to insider trading; and,

WHEREAS, Personal data is becoming the ripest and most unscrupulous commodity for trading in black markets; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors encourages hospitals, HMOs and MTSOs who are approached by offshore companies promising them cost savings in transcription services to fully understand all of the potential risks and liabilities; and, be it

FURTHER RESOLVED, That the City and County of San Francisco encourages all parties from patients, to doctors, to hospitals to give confidentiality the utmost protection it deserves.

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Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Brown Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1259

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1260 RESOLUTION NO. 648-98

[Authorizing Sponsorship-Community Initiative Funds]

AUTHORIZING THE SAN FRANCISCO FOUNDATION COMMUNITY INITIATIVE FUNDS TO SERVE AS FISCAL SPONSORSHIP FOR THE SMALL BUSINESS FORUM.

WHEREAS, Mayor Willie L. Brown, Jr., Supervisor Mark Leno, and the Small Business Advisory Commission have asked the City and County of San Francisco to sponsor a Small Business Forum to highlight the needs of San Francisco's Small Business Community; and,

WHEREAS, The Community Initiative Funds Board of Directors has approved the establishment of a restricted fund to receive donations of cash and other property earmarked for support of the project known as the Small Business Forum; and,

WHEREAS, The Community Initiative Funds has agreed that it will coordinate with Pendergast and Associates and the City in providing these services; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby authorizes the San Francisco Foundation Community Initiative Funds to serve as Fiscal Sponsor for the Small Business Forum.

SUPERVISORS
MARK LENO, NEWSOM, KATZ, MEDINA
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Brown Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1260

AUG 14 1998
Date Approved

Mayor

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FILE NO. 98-1261 RESOLUTION NO. 649-98

[Romanian Human Rights]

URGING THE ROMANIAN GOVERNMENT TO ABOLISH ARTICLE 200 OF THE ROMANIAN PENAL CODE AND IMPLORING PRESIDENT CONSTANTINESCU TO RELEASE PRISONERS CONVICTED UNDER ARTICLE 200.

WHEREAS, Article 200 of the Romanian Penal Code provides for the imprisonment of men and women convicted of homosexual acts "which cause public scandal" to endure up to five years in prison; and,

WHEREAS, Romanian President Constantinescu has granted pardons to approximately 130 persons imprisoned under Article 200 who have yet to be released; and,

WHEREAS, President Constantinescu attended the "New Democracy Conference" in San Francisco on July 20th, 1998; and,

WHEREAS, The International Gay and Lesbian Human Rights Commission (IGLHRC), a San Francisco-based organization whose mission is to protect and advance the human rights of actual and perceived sexual minorities and people living with HIV, distributed leaflets to some of the several hundred participants at the "New Democracy Conference" until police forced them to disperse; and,

WHEREAS, San Francisco understands and enjoys the benefits of fair, non-oppressive policies towards its gay, lesbian, bisexual, transgendered, HIV+, and AIDS-infected citizens; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors urges the Romanian government to abolish Article 200 of its Penal Code; and, be it

FURTHER RESOLVED, That the City and County of San Francisco Board of Supervisors implores the President of Romania to release prisoners incarcerated under Article 200; and, be it

SUPERVISORS
MARK LENO , YAKI, BROWN, KATZ, AMMIANO, MEDINA

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor of San Francisco, with a request that he transmit copies to President Constantinescu and the Romanian government with a request that they take all necessary action to achieve the objectives of this resolution.

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SEP 11 1998
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PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Brown Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1261

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1270 RESOLUTION NO. 650-98

[Appointments]
APPOINTING MEMBERS TO THE PARK AND OPEN SPACE ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Park and Open Space Advisory Committee, pursuant to the provisions of the San Francisco Administrative Code, Section 5.90, for the terms specified:

Julia Viera succeeding herself (Seat 23305–must be nominee of Supervisor Yee/S.F. Beautiful), term expired July 15, 1998, for new two year term ending July 15, 2000.

Harold E. Suprian succeeding himself, (Seat 23304/must be nominee of Supervisor Brown/at large), term expired July 15, 1998, for new two year term ending July 15, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-1270

AUG 14 1998
Date Approved

Mayor

DOCUMENTS DEPT.
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FILE NO. 98-1271 RESOLUTION NO. 651-98

[Appointment]
APPOINTING MEMBER TO THE LEAD HAZARD REDUCTION CITIZENS ADVISORY COMMITTEE, AND MAKING FINDINGS WAIVING RESIDENCY REQUIREMENT.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as member of the Lead Hazard Reduction Citizens Advisory Committee, pursuant to the provisions of Section 1608 of the San Francisco Health Code, for the term specified:

Thomas A. Lewis, succeeding himself (Seat 26723/must be painting contractor), term expired December 22, 1997, for new four-year term ending December 22, 2001.

and, be it

FURTHER RESOLVED, That Section 4.101 of the City Charter requires that persons appointed to boards, commissions and advisory bodies established by legislative act of the Board of Supervisors be residents of the City and County of San Francisco, and further provides that the Board of Supervisors may waive the residency requirements upon certain findings being made; and, be it

FURTHER RESOLVED, That the Board of Supervisors makes the following findings:

1. The membership of the Lead Hazard Reduction Citizens Advisory Committee is required to include representatives that are painting contractors.

2. Applicant Thomas A. Lewis, an incumbent, who is not a resident of San Francisco, is a painting contractor and President-CPO of Gitane Waterproofing & Painting Company located in San Francisco.

3. The Lead Hazard Reduction Citizens Advisory Committee has not been able to fill this position with a City resident who has the necessary unique experience, skills and qualifications as Thomas A. Lewis. The Rules Committee has certified that Thomas A. Lewis is uniquely qualified to serve as a painting contractor representative on the Lead Hazard Reduction Citizens Advisory.

4. After exercising due diligence, the Board of Supervisors concludes that there is no other possible applicant who is a resident of San Francisco and who has the experience, skills or qualifications possessed by this applicant, and who is willing to serve on the Advisory Board; and, be it

FURTHER RESOLVED, That the Board of Supervisors, therefore, waives the residency requirements of Section 4.101 of the City Charter for Thomas A. Lewis, as allowed in cases where no qualified City residents willing to serve can be found.

RULES COMMITTEE

SEP 11 1998

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1271

AUG 1 4 1998
Date Approved

Mayor

FILE NO. 98-1272 RESOLUTION NO. 652-98

[Appointments]
APPOINTING MEMBERS TO THE LESBIAN, GAY, BISEXUAL, TRANSGENDER, QUEER AND QUESTIONING YOUTH TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth Task Force pursuant to Board of Supervisors Ordinance No. 166-98, for the term specified:

Adrian Lamo (Seat 10/voting member), term expiring June 30, 1999.

Bryan Kutner (Seat 11/voting member), term expiring June 30, 1999.

RULES COMMITTEE

Adopted - Board of Supervisors, San Francisco August 3, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-1272

AUG 14 1998
Date Approved

Mayor

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FILE NO. 98-0059 RESOLUTION NO. 653-98

[ESTABLISHMENT OF FEE]

AUTHORIZING A FEE OF ONE DOLLAR TO BE PAID AT TIME OF VEHICLE REGISTRATION RENEWAL, OR SUPPLEMENTAL APPLICATION FOR VEHICLES REGISTERED TO AN ADDRESS WITHIN THE CITY AND COUNTY OF SAN FRANCISCO TO BE USED EXCLUSIVELY TO FUND POLICE PROGRAMS RELATED TO FINGERPRING IDENTIFICATION OF PERSONS COMMITTING CRIMES WHILE OPERATING MOTOR VEHICLES.

WHEREAS, Section 9250.19 has been added to the Vehicle Code to authorize upon adoption of a resolution of the Board of Supervisors, a fee of one dollar to be paid at the time of registration, renewal, or supplemental application for apportioned registration pursuant to Article 4 (commencing with Section 8050) of Chapter 4 of every vehicle registered to an address within the county, except those expressly exempted from payment of registration fees; and

WHEREAS, funds allocated pursuant to California Vehicle Code Section 9250.19, shall be expended exclusively to fund programs which enhance the capacity of local law enforcement to provide automated mobile and fixed location fingerprint identification of individuals involved in crimes committed while operating a motor vehicle; and

WHEREAS, the San Francisco Police Department, in conjunction with the San Francisco Sheriffs Department, operates an automated fingerprint identification system and desires to enhance and expand the system; and

///

WHEREAS, the San Francisco Police Department desires to receive funds under California Vehicle Code Section 9250.19 to be expended for the enhancement and expansion of the automated fingerprint identification system; therefore be it

RESOLVED, that a fee of one dollar ($1) be paid at the time of registration, renewal, or supplemental application for apportioned registration pursuant to Article 4 (commencing with Section 8050) of Chapter 4 of the California Vehicle Code of every vehicle registered to an address within the City and County of San Francisco except those expressly exempted from payment of registration fees; and

BE IT FURTHER RESOLVED, that this fee shall be in effect until January 1, 2003, unless a later enacted statute delete or extends this date.

Resolution/onedollarreg

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Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0059

AUG 21 1998

Date Approved

Mayor

FILE NO. 98-0864 Amendment of the Whole 8/4/98 RESOLUTION NO. 654-98

[Bicycles and Calming In Parks]

URGING THE DEPARTMENT OF PARKING AND TRAFFIC'S BICYCLE PROGRAM TO DEVELOP A SYSTEMATIC PLAN FOR INSTALLING BICYCLE RACKS IN PARKS AND NEAR LARGE RECREATION CENTERS; ALSO TO EXPLORE TWO OR THREE TRAFFIC-CALMING PILOT PROJECTS ADJACENT TO PARKS DURING 1998-99 AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, The City and County of San Francisco is committed to promoting bicycle travel as an alternative means of transportation; and,

WHEREAS, Cycling is a safe, efficient, ecologically sound alternative to the automobile; and,

WHEREAS, More bike racks will encourage bike transit to parks; and,

WHEREAS, Recreation and Parks Department plans to conduct an inventory of bike racks and lockers at all Recreation and Parks facilities; and,

WHEREAS, Access to parks and recreation centers needs to be made safer, especially for youth seniors, and bicyclists; and,

WHEREAS, The Department of Parking and Traffic could work with the Recreation and Parks Department, advocacy and neighborhood groups to identify two or three good pilot projects in 1998-99 to test responses to traffic calming measures; and,

WHEREAS, Such measures might include speed humps, traffic circles, bike lanes, car detours, and signal beacons; and,

WHEREAS, Traffic calming projects must be approved and endorsed by 60% of households in the neighborhoods; and,

WHEREAS, The Transportation Authority is in the process of gaining approval for a Strategic Analysis Report on Traffic Calming; and,

WHEREAS, Traffic calming measures can only be installed with community support and a plan; now, therefore, be it

SUPERVISORS
GAVIN NEWSOM , KATZ, LENO, MEDINA

RESOLVED, That the Board of Supervisors does hereby urge the Department of Parking and Traffic's Bicycle Program to develop a systematic approach for installing bicycle racks in parks and near large recreation areas; and, be it,

FURTHER RESOLVED, That the Board does hereby urge the Department of Parking and Traffic to explore two or three traffic calming pilot projects adjacent to parks during 1998-99; and, be it,

FURTHER RESOLVED, That the Board does hereby establish an effective date for these calming projects to be contingent upon the approval of the Transportation Authority's Strategic Analysis Report on Traffic Calming, and, be it,

FURTHER RESOLVED, That the Board does hereby urge the Department of Parking and Traffic to monitor the traffic calming projects for one year, evaluating the acceptance of the project.

GAVIN NEWSOM

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Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-0864

AUG 21 1998
Date Approved

Mayor

FILE NO. 98-1156 RESOLUTION NO. 655-98

CONFIRMING REPORT OF ASSESSMENT COSTS SUBMITTED BY THE DIRECTOR OF PUBLIC WORKS FOR SIDEWALK AND CURB REPAIRS ORDERED TO BE PERFORMED BY SAID DIRECTOR PURSUANT TO SECTIONS 707 AND 707.1 OF THE PUBLIC WORKS CODE, THE COSTS THEREOF HAVING BEEN PAID FOR OUT OF A REVOLVING FUND.

RESOLVED, That after a public hearing on August 10, 1998, regarding any objections to the Director of Public Works' itemized Report of Assessment Costs for work done or caused to be done pursuant to the provisions of Section 707 and 707.1 of the Public Works Code of the City and County of San Francisco, the costs thereof having been paid for by the City and County out of a revolving fund, and after making such modifications, if any, as the Board of Supervisors deems necessary, the Board does hereby confirm said Report of Assessment costs described in Department of Public Works Order No. 170,558; and be it

FURTHER RESOLVED, That a copy of this resolution and a copy of said itemized Report of Assessment Costs confirmed by the Board shall be transmitted to the Controller and Tax Collector of the City and County, whereupon it shall be the duty of said officers to add the amount of each assessment to the next regular bill for taxes levied against each respective parcel of land, and thereafter each said amount shall be collected at the same time and in the same manner as ordinary City and County taxes are collected, and shall be subject to the same procedure under foreclosure and sale in case of delinquency as provided for ordinary taxes of the City and County; and be it

FURTHER RESOLVED, That all monies received in payment of the assessments shall be credited to the revolving fund provided for in Section 706.8 of the Public Works Code, except that the portion of the assessments attributable to the cost of City Administration shall be credited to the Administrative Account of Sidewalk Repair revolving fund (Index Code 040394, Funds 02-099 Project/Work Phase 002-11).

RECOMMENDED:

Harlan L. Kelly, Jr.
Deputy Director of Engineering
and City Engineer

APPROVED:

Mark A. Primeau, AIA
Director of Public Works
and City Architect

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Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1156

AUG 21 1998
Date Approved

Mayor

FILE NO. 98-1191 RESOLUTION NO. 656-98

[Sewer Emergency]

APPROVING THE EXPENDITURE OF FUNDS FOR THE EMERGENCY WORK TO REPLACE THE STRUCTURALLY INADEQUATE SEWER ON BUENA VISTA TERRACE BETWEEN 14TH STREET AND DUBOCE AVENUE.

WHEREAS, On February 2, 1998, PUC Sewer Operations identified an emergency condition on Buena Vista Terrace between 14th Street and Duboce Avenue; and,

WHEREAS, The existing sewer had failed, and immediate replacement was required in order to protect the health, welfare, and property of the Citizens of San Francisco; and,

WHEREAS, DPW's Bureau of Engineering prepared Plans and Specifications for Contract No. CW-160, "Buena Vista Terrace Emergency Sewer Replacement" to replace the existing sewer pipe and construct 560 linear feet of 18-inch diameter vitrified clay pipe (VCP) sewer in Buena Vista Terrace between 14th Street and Duboce Avenue; and,

WHEREAS, The Contractor, Uniacke Construction, Inc. began the emergency work on February 3, 1998 and completed it on February 26, 1998; and,

WHEREAS, The Contract as awarded was for $150,360.00. Change Order No. 1 is in the amount of $16,925.00, thereby bringing the final construction contract cost to $167,285.00. Including design and construction inspection labor costs, the total project estimate is $217,935.00. Funds are available from the R&R Fund (Fund 5C/CPF/R&R, FAMIS Project No. CENRNRR956, Job Order No. 1584N); and,

WHEREAS, Because this was an emergency contract, HRC subcontracting goals were not established by the HRC Contract Compliance Officer assigned to monitor the sewer Repair and Replacement Program; and,

WHEREAS, The Public Utilities Commission, in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, declared the existence of an emergency; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds for the expenditure of funds for the emergency work to repair the structurally inadequate sewer on Buena Vista Terrace between 14th Street and Duboce Avenue.

Public Utilities Commission

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Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1191

AUG 21 1998
Date Approved

Mayor

FILE NO. 98-1192 RESOLUTION NO. 657-98

[Sewer Emergency]

APPROVING THE EXPENDITURE OF FUNDS FOR THE EMERGENCY WORK TO REPAIR THE STRUCTURALLY INADEQUATE SEWER ON 5TH STREET AT SHIPLEY AVENUE.

WHEREAS, On AUGUST 15, 1997, PUC Sewer Operations identified an emergency condition on 5TH Street at Shipley Avenue; and,

WHEREAS, The existing sewer had failed, and immediate repair was required in order to protect the health, welfare, and property of the Citizens of San Francisco; and,

WHEREAS, DPW's Bureau of Engineering prepared Plans and Specifications for Contract No. 1498N, "5th Street/Shipley Ave. Emergency Sewer Replacement" to repair the existing sewer pipe and construct 40 linear feet of 15-inch and 15 linear feet of 12-inch diameter vitrified clay pipe (VCP) sewer in 5th Street at Shipley Ave.; and,

WHEREAS, The Contractor, Esquivel Grading & Paving, Inc. began the emergency work on August 22, 1997 and completed it on December 8, 1997; and,

WHEREAS, The cost of the work is estimated to be $81,756.79, of which $48,256.79 is for the Construction Contract. Funds are available from the 1994 Sewer Bond (Fund 5C/CPF/UNA, FAMIS Project No. CENSR4SI16, Job Order No. 1498N); and,

WHEREAS, because this was an emergency contract, HRC subcontracting goals were not established by the HRC Contract Compliance Officer assigned to monitor the sewer Repair and Replacement Program; and,

WHEREAS, The Public Utilities Commission, in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, declared the existence of an emergency; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds for the emergency work to repair the structurally inadequate sewer on 5th Street at Shipley Avenue.

Public Utilities Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1192

AUG 21 1998

Date Approved

Mayor

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FILE NO. 98-1295 RESOLUTION NO. 658-98

[Dolores Park and Mission Playground]

URGING THE POLICE DEPARTMENT TO RECOGNIZE THAT A TWELVE HOUR DAILY PRESENCE WITHIN DOLORES PARK MAY RESULT IN MOVEMENT OF THE CRIMINAL ELEMENT TO NEIGHBORING PARKS, SUCH AS MISSION PLAYGROUND, AND ASKING THE POLICE TO ACT ACCORDINGLY TO MITIGATE THIS POTENTIAL PROBLEM.

WHEREAS, The City and County of San Francisco is committed to making our parks safe and accessible to residents and visitors alike; and,

WHEREAS, On July 27, the Board of Supervisors approved a resolution urging the Police Department to institute a twelve-hour police presence within Dolores Park; and,

WHEREAS, Interested citizens have speculated that this increased police presence will result in a worsening of the drug dealing and gang activity in neighboring parks; and,

WHEREAS, The effect of increased police patrol in Dolores Park on neighboring parks is well documented in news stories related to a series of violent incidents that plagued Mission Playground in the spring of 1997; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby urge the Police Department to recognize that a twelve hour daily presence in Dolores Park may result in movement of the criminal element to neighboring parks ,such as Mission Playground; and, be it,

FURTHER RESOLVED, That the Board of Supervisors asks the Police to act accordingly to mitigate this potential problem; and, be it,

FURTHER RESOLVED, That the Board does hereby request a copy of this resolution be sent to the Chief of Police.

SUPERVISORS

GAVIN NEWSOM, BIERMAN, TENG, YAKI, AMMIANO, KATZ, LENO, MEDINA

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1295

AUG 21 1998
Date Approved

Mayor

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FILE NO. 98-1296 RESOLUTION NO. 659-98

[Commending Local Merchants' Victory: The Sale Of Live Animals]

COMMENDING LOCAL MERCHANTS' AND THE CHINESE CHAMBER OF COMMERCE'S VICTORY IN THE SUPERIOR COURT CASE OF "COALITION FOR HEALTHY AND HUMANE BUSINESS PRACTICES V. NEVER ENDING QUAILS, ET AL." ALLOWING THE SALE OF LIVE ANIMALS FOR FOOD TO CONTINUE

WHEREAS, On July 20, 1998, in the case of *Coalition for Healthy and Humane Business Practices v. Never Ending Quails, et al.*, the California Superior Court entered judgment in favor of defendants, thirteen local San Francisco merchants in the Chinatown and Sunset neighborhoods, stating that Plaintiff's case lacked merit and finding that the business practices of local merchants concerning the sale of live turtles, frogs, birds and other animals for food fully complied with all state laws; and

WHEREAS, The Court, in making its ruling, found that Plaintiff's assertion that local merchants violated Health and Safety Code section 111970 was groundless, stating that the practice of selling live animals for food does not create a danger of contamination; and

WHEREAS, The Court, in making its ruling, found that Plaintiff's assertion that local merchants violated Penal Code section 597(b) was also groundless, stating that it does not apply to animals sold for food; and

WHEREAS, This lawsuit was filed on April 14, 1997, and tried on April 6, 1998, seeking to ban the practice of selling live animals for food; and

SUPERVISOR MABEL TENG, KAUFMAN, YAKI, MEDINA, NEWSOM
BOARD OF SUPERVISORS

WHEREAS, The Chinese American community showed unanimous support in this lawsuit for local merchants including: Never Ending Quails, Ming Kee Gamebirds, Bay Game Birds, Four Seas Supermarket, Hong Kong Market, Lun Sang Market, Luen Sing Fish Market, Dragon Market, Duck Market, Wing Hing Seafood Market, Seafood Market, and Seafood Center; and

WHEREAS, The Chinese Chamber of Commerce's leadership on behalf of and support for the local merchants greatly contributed to their victory in Court; and

WHEREAS, The Court's judgment reaffirms Chinese Americans' long tradition of handling and preparing fresh poultry and fish; and

WHEREAS, The Court's judgment further protects local merchants from severe hardships and unreasonable threats to their business practices, including job loss; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends local merchants' and the Chinese Chamber of Commerce's victory in the Superior Court case *of Coalition for Healthy and Humane Business Practices v. Never Ending Quails, et al.* allowing the sale of live animals for food to continue.

SUPERVISOR MABEL TENG
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1296

AUG 21 1998
Date Approved

Mayor

FILE NO. 98-1297 RESOLUTION NO. 660-98

[California Milk Regulations]

RESOLUTION URGING THE STATE TO INVESTIGATE CALIFORNIA'S MILK PRICING REGULATIONS

WHEREAS, California milk prices are among the highest in the nation; and

WHEREAS, California consumers reportedly spent $632 million more for milk in 1997 than consumers in neighboring states; and

WHEREAS, San Francisco has the third highest average milk price in the United States; and

WHEREAS, California defines milk differently than any other state - requiring non-fat milk solids be added to all milk. This effectively bans the sale of natural milk in the state and also requires out-of-state dairies to spend the additional money to add these milk solids if they wish to sell milk in our state; and

WHEREAS, California charges an import fee on all out-of-state raw milk; and

WHEREAS, Retail competition is stifled because it is not legal to sell milk at a discount price; and

WHEREAS, Low-income families are hit hardest by any anti-competitive milk pricing; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco supports the request of U.S. Senators McCain, Feingold, Kyl, and Kohl, now pending before the Federal Trade Commission, for an investigation of any anti-competitive practices that create barriers to interstate commerce. This request also asks the Commission to study advertisements regarding California milk for the veracity of claims about supposed nutritional advantages; and be it further

RESOLVED, That the Board of Supervisors of the City and County of San Francisco opposes any state regulations which increase milk prices in California by restricting competition and denying consumer choice, and will send a letter to Governor Wilson urging him to investigate our state's regulations and their effect on the pricing structure of milk.

BOARD OF SUPERVISORS

Supervisor Michael Yaki, Ammiano, Medina

Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-1297

AUG 21 1998
Date Approved

Mayor

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FILE NO. 98-1299 RESOLUTION NO. 661-98

[San Francisco Youth Enrichment Task Force (Willie's Kids)]

COMMENDING AND HONORING THE SAN FRANCISCO YOUTH ENRICHMENT TASK FORCE (WILLIE'S KIDS) FOR ITS TEN-YEAR COMMITMENT TO ENRICHING THE LIVES OF SAN FRANCISCO'S YOUTH.

WHEREAS, San Francisco is an international destination with educational, cultural and natural features and attractions operated by both the private and public sector; and,

WHEREAS, People of the City and County of San Francisco are committed to enriching the lives of San Francisco's youth by expanding their world view; and,

WHEREAS, In 1988, San Francisco's youth-serving non-profit organizations, with the support of then Speaker of the California Assembly, Willie L. Brown, formed a consortium to improve youth access to San Francisco's many features; and,

WHEREAS, The consortium, the San Francisco Youth Enrichment Task Force, (Willie's Kids), succeeded in soliciting sponsors and partners from throughout San Francisco's corporate, business and public service sector to provide access to San Francisco's many attractions; and,

WHEREAS, Ten years of hard work by the Task Force has enabled more than 40,000 children and teens to participate in positive activities that would otherwise not be available to them; now, therefore, be it

SUPERVISOR YEE, TENG, AMMIANO, KATZ, MEDINA
BOARD OF SUPERVISORS

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends and honors the San Francisco Youth Enrichment Task Force (Willie's Kids) for its ten-year commitment to enriching the lives of San Francisco's youth.

SUPERVISOR YEE
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1299

AUG 21 1998
Date Approved

Mayor

FILE NO. 98-1300 RESOLUTION NO. 662-98

[Supporting Prostate Cancer Awareness Week]

SUPPORTING PROSTATE CANCER AWARENESS WEEK, SEPTEMBER 21-27, 1998, AND COMMENDING THE EDUCATION AND OUTREACH EFFORTS OF THE DEPARTMENT OF PUBLIC HEALTH, COMMUNITY ACTIVISTS AND THE AMERICAN CANCER SOCIETY.

WHEREAS, Prostate cancer has become the most common cancer in California; and,

WHEREAS, 80% of prostate cancers occur in men over 65 years old, and the disease is particularly prevalent in African-American men; and,

WHEREAS, It is estimated that there will be 650 new diagnoses - and 105 deaths - of prostate cancer in San Francisco in 1998; and,

WHEREAS, Many San Franciscans, including former Mayor Joseph Alioto, have died from this disease, and many men and their families are enduring the effects of prostate cancer now; and,

WHEREAS, Screening and early detection have proved to be effective in prolonging and improving the quality of life for prostate cancer survivors; and,

WHEREAS, Men aged 50 and older are strongly advised to have annual medical examinations which include digital rectal exams and prostate-specific antigen tests, and men at higher risk, such as African-American men, are particularly encouraged to schedule regular examinations from an earlier age; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors supports Prostate Cancer Awareness Week from September 21 - 27, 1998; and be it

FURTHER RESOLVED, That the Board of Supervisors commends the outreach and education efforts of the Department of Public Health, community activists and the American Cancer Society and strongly urges all men over 50 to have regular prostate cancer examinations.

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Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1300

AUG 21 1998

Date Approved

Mayor

FILE NO. 98-1301 RESOLUTION NO. 663-98

[Washington Mutual's Community Commitment]

COMMENDING WASHINGTON MUTUAL FOR PLEDGING $120 BILLION TO MINORITY AND LOW INCOME CITIZENS

WHEREAS, Washington Mutual recently announced a new ten year, $120 billion community commitment; and,

WHEREAS, This pledge will target traditionally under-served communities in Washington Mutual's primary market areas; and,

WHEREAS, This community investment plan will take effect beginning in 1999 assuming Washington Mutual completes its merger with H.F. Ahmanson - the parent company of Home Savings of America; and,

WHEREAS, The $120 billion will be earmarked for loans and other financial support to minority communities and low income citizens; and,

WHEREAS, The $120 billion pledge will be instrumental in Washington Mutual's continuing commitment to make affordable housing available;

WHEREAS, Washington Mutual publicly committed to attain its goals by including commitments in its inter-merger application; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors commend Washington Mutual for its commitment to minority and low income citizens; and, be it

FURTHER RESOLVED, That the City and County of San Francisco urges Washington Mutual to keep its promise and be a leader in making more money available to those in need.

BOARD OF SUPERVISORS Supervisors Katz, Teng, Yaki, Ammiano, Leno, Medina

Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1301

AUG 21 1998

Date Approved

Mayor

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FILE NO. 98-1302 RESOLUTION NO. 664-98

[Commending the Bayview Opera House]

COMMENDING THE BAYVIEW OPERA HOUSE RUTH WILLIAMS MEMORIAL THEATER FOR ITS WORK IN REVITALIZING THE BAYVIEW-HUNTERS POINT COMMUNITY

WHEREAS, The Bayview Opera House Ruth Williams Memorial Theater is the City and County of San Francisco's oldest opera house; and,

WHEREAS, The Bayview Opera House Ruth Williams Memorial Theater is a vital community center and playhouse in the Bayview-Hunters Point community; and,

WHEREAS, The Bayview Opera House Ruth Williams Memorial Theater shows second-run movies two nights a week, utilizing community teenagers to run the film equipment and manage the business operations; and,

WHEREAS, The Bayview Opera House Ruth Williams Memorial Theater is the Bayview-Hunters Point only movie theater; and,

WHEREAS, Redevelopment agencies and developers realize that movie theaters can revitalize communities by attracting moviegoers to nearby businesses; and,

WHEREAS, The Bayview Opera House Ruth Williams Memorial Theater also trains neighborhood youth in all aspects of running a business; and,

WHEREAS, The economic development of the Bayview-Hunters Point community and the creation of future entrepreneurs are vital goals for the community; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors commends the Bayview Opera House Ruth Williams Memorial Theater for its work in revitalizing the Bayview-Hunters Point community; and, be it

FURTHER RESOLVED, That the Clerk of the Board transmit a copy of this resolution to the Bayview Opera House Ruth Williams Memorial Theater.

SUPERVISOR, LENO, BROWN, BIERMAN, TENG, YAKI, AMMIANO, KATZ, MEDINA, NEWSOM

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1302

AUG 21 1998

Date Approved

Mayor

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FILE NO. 98-1341 RESOLUTION NO. 665-98

[HONORING DEL ANDERSON]

HONORING CHANCELLOR DEL M. ANDERSON AS SHE RETIRES FROM HER POST AS CITY COLLEGE OF SAN FRANCISCO (CCSF) CHANCELLOR

WHEREAS, Del Anderson has received degrees in social work, family life education and executive management; and,

WHEREAS, She has served in diverse capacities in various colleges since 1969; and,

WHEREAS, She has served in many professional organizations and conducted over 100 public lectures, workshops and seminars throughout her career; and,

WHEREAS, She has received numerous awards and honors for her work in a variety of fields, including an honor by *Dollars and Sense Magazine* as one of "America's Best and Brightest Professional Men and Women" and recognition by Channel 9 and Union Bank as "Public Citizen of the Year;" and,

WHEREAS, She has been Chancellor of the City College of San Francisco (CCSF) and Adjunct Professor in the University of San Francisco's School of Education since 1995. In her tenure as chancellor, she oversaw improvements to technology for the college and increased visibility of the CCSF in the community, among many other accomplishments; and,

WHEREAS, She has also been deeply involved in the African American community, has championed a diverse array of women's issues, and has been involved in organizations such as the San Francisco Chamber of Commerce and the World Affairs Council; and,

WHEREAS, San Francisco is very fortunate to have an educator and community leader with her level of expertise for the last three years; now, therefore, be it

BOARD OF SUPERVISORS

Supervisors Katz, Teng, Newsom, Ammiano, Bierman, Leno, Kaufman, Yee, Medina, Yaki, Brown

RESOLVED, That the Board of Supervisors of the City and County of San Francisco honors Del M. Anderson as she retires from her post as Chancellor of City College of San Francisco and declares August 31st, 1998 as Del M. Anderson Day in San Francisco and wishes her the best of luck in her future endeavors.

BOARD OF SUPERVISORS Katz

SEP 1 0 1998

OC

Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1341

AUG 21 1998
Date Approved

Mayor

FILE NO. 98-1342 RESOLUTION NO. 666-98

DECLARING AUGUST 15, 1998 AS ED HARRINGTON AND DAN SCANNELL DAY IN SAN FRANCISCO AND WISHING BOTH MEN MANY MORE YEARS OF HAPPINESS TOGETHER.

WHEREAS, Dan Scannell and Ed Harrington met in 1955 at St. John's Elementary School in San Francisco; and

WHEREAS, They became best friends; and

WHEREAS, After years of friendship Dan and Ed decided to permanently share each other's lives and moved in together on August 4, 1973; and

WHEREAS, Dan and Ed have been together ever since making 1998 their 25th anniversary; and

WHEREAS, Dan and Ed have invited their friends and families to join together and celebrate this important occasion on August 15, 1998; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco declares August 15, 1998 as Ed Harrington and Dan Scannell Day in San Francisco and wishes both men many more years of happiness together.

SUPERVISOR KAUFMAN
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 10, 1998

Ayes: Supervisors Ammiano Bierman Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Brown

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1342

AUG 21 1998
Date Approved

Mayor

DOCUMENTS DEPT
SEP 16 1998

FILE NO. 98-1102 RESOLUTION NO. 667-98

[State Grant - Career Criminal Prosecution]

AUTHORIZING RETROACTIVELY THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT, AND EXPEND FUNDS MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED CAREER CRIMINAL PROSECUTION", AND WAIVING INDIRECT COSTS DUE TO FUNDING CONSTRAINTS.

WHEREAS, The City and County of San Francisco desires to continue a certain project designated the San Francisco Career Criminal Prosecution Program to be funded in part from funds made available through the Office of Criminal Justice Planning (hereafter "OCJP"); now, therefore, be it

RESOLVED, That the District Attorney of the City and County of San Francisco is authorized retroactively to apply for, accept, and expend funds for career criminal prosecution purposes from OCJP; and, be it

FURTHER RESOLVED, That the District Attorney is authorized to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for career criminal prosecution purposes including any extensions, augmentations or amendments thereof; and, be it

AGREED, That there are no matching funds required for said project under the Career Criminal Prosecution Program and the rules and regulations of OCJP; and, be it

AGREED, That any liability arising out of the performance of the Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability, and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

APPROVED:
Office of the District Attorney

Terence Hallinan

APPROVED:
Office of the Controller

By: Edward Harrington

APPROVED:
Office of the Mayor

By: Willie L. Brown, Jr.

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1102

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1106 RESOLUTION NO. 668-98

[State Grant - Elder Abuse Victim Services]

AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND FUNDS ~~MAD~~ MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED "SPECIAL EMPHASIS VICTIM ASSISTANCE PROGRAM - ELDER ABUSE", AND WAIVING INDIRECT COSTS DUE TO FUNDING CONSTRAINTS

WHEREAS, The City and County of San Francisco desires to continue a certain project designated the Special Emphasis Victim Assistance Program - Elder Abuse to be funded in part from funds made available through the Victims of Crime Act (VOCA), Public Law 98-473, as amended, administered by the California Office of Criminal Justice Planning ("OCJP"); and

WHEREAS, this project provides assistance to all victims of elder abuse committed in the City and County of San Francisco; now, therefore, be it

RESOLVED, That the District Attorney of the City of County of San Francisco is authorized on behalf of the City and County of San Francisco to accept and expend continued funding for this project from OCJP, and waiving indirect costs due to funding constraints; and, be it

FURTHER RESOLVED, That the District Attorney is authorized to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for this project including any extensions, funding augmentations from OCJP, or amendments thereof; and, be it

FURTHER RESOLVED, That the applicant agrees to provide all in-kind or cash match contributions required for said project (including any amendment thereof) under the program and funding items and conditions of OCJP; and, be it

AGREED, That any liability arising out of the performance of the Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

APPROVED:
Office of the District Attorney

TERENCE HALLINAN

APPROVED:
Office of the Mayor

WILLIE L. BROWN, JR.

APPROVED:
Office of the Controller

EDWARD HARRINGTON

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\dopted - Board of Supervisors, San Francisco August 17, 1998

\yes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

\bsent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1106

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1107 RESOLUTION NO. 669-98

[State Grant - Victim and Witness Assistance Program]

AUTHORIZING RETROACTIVELY THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND FUNDS MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED "VICTIM AND WITNESS ASSISTANCE PROGRAM", AND WAIVING INDIRECT COSTS DUE TO FUNDING CONSTRAINTS.

WHEREAS, The City and County of San Francisco desires to continue a certain project designated the Victim and Witness Assistance Program to be funded in part from funds made available through the California Office of Criminal Justice Planning ("OCJP"); and

WHEREAS, this project provides assistance to victims of crime committed in the City and County of San Francisco; now, therefore, be it

RESOLVED, That the District Attorney of the City and County of San Francisco is authorized retroactively on behalf of the City and County of San Francisco to accept and expend continued funding for this project from OCJP, and waiving indirect costs due to funding constraints; and, be it

FURTHER RESOLVED, That the District Attorney is authorized to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for this project including any extensions, funding augmentations from OCJP, or amendments thereof; and, be it

FURTHER RESOLVED, That the applicant agrees to provide all in-kind or cash match contributions required for said project (including any amendment thereof) under the program and funding terms and conditions of OCJP; and, be it

AGREED, That any liability arising out of the performance of the Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

APPROVED.
Office of the District Attorney

TERENCE HALLINAN

APPROVED:
Office of the Mayor

WILLIE L. BROWN, JR.

APPROVED:
Office of the Controller

EDWARD HARRINGTON

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1107

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1108 RESOLUTION NO. 670-98

[State Grant - Homicide Victim Services]

AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND FUNDS MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED "SPECIAL EMPHASIS VICTIM ASSISTANCE PROGRAM - SURVIVING FAMILIES OF HOMICIDE VICTIMS", AND WAIVING INDIRECT COSTS DUE TO FUNDING CONSTRAINTS.

WHEREAS, The City and County of San Francisco desires to continue a certain project designated the Special Emphasis Victim Assistance Program - Surviving Families of Homicide Victims to be funded in part from funds made available through the Victims of Crime Act (VOCA), Public Law 98-473, as amended, administered by the California Office of Criminal Justice Planning ("OCJP"); and

WHEREAS, this project provides assistance to families of homicide victims in the City and County of San Francisco; now, therefore, be it

RESOLVED, That the District Attorney of the City and County of San Francisco is authorized on behalf of the City and County of San Francisco to accept and expend continued funding for this project from OCJP, and waiving indirect costs due to funding constraints; and, be it

FURTHER RESOLVED, That the District Attorney is authorized to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for this project including any extensions, funding augmentations from OCJP, or amendments thereof; and, be it

FURTHER RESOLVED, That the applicant agrees to provide all in-kind or cash match contributions required for said project (including any amendment thereof) under the program and

funding terms and conditions of OCJP; and, be it

AGREED, That any liability arising out of the performance of the Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

APPROVED:
Office of the District Attorney

TERENCE HALLINAN

APPROVED:
Office of the Mayor

WILLIE L. BROWN, JR.

APPROVED:
Office of the Controller

EDWARD HARRINGTON

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1108

AUG 28 1998

Date Approved

Mayor

FILE NO. 98-1109 RESOLUTION NO. 671-98

[EXTENDING SRVPP GRANT - STATE FUNDS]

AUTHORIZING THE DISTRICT ATTORNEY TO ACCEPT AND EXPEND GRANT FUNDS MADE AVAILABLE THROUGH THE CALIFORNIA OFFICE OF CRIMINAL JUSTICE PLANNING (OCJP) FOR THE CONTINUED OPERATION OF THE "STATUTORY RAPE VERTICAL PROSECUTION PROGRAM (SRVPP)" AND WAIVING INDIRECT COSTS DUE TO FUNDING CONSTRAINTS.

WHEREAS, the City and County of San Francisco has applied for, accepted, and received funding from the Governor's Office of Criminal Justice Planning for the operation of the Statutory Rape Vertical Prosecution Program; and

WHEREAS, the City and County of San Francisco desires to continue this project; and

WHEREAS, the Office of Criminal Justice Planning intends to continue funding the Statutory Rape Vertical Prosecution Program; now, therefore, be it

RESOLVED, that the District Attorney of the City and County of San Francisco is authorized, on its behalf, to apply for, accept and expend extensions and augmentations of the Statutory Rape Vertical Prosecution Program grant and waiving indirect costs due to funding constraints; and, be it

FURTHER RESOLVED, that the District Attorney is authorized to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for this project, including any extensions, funding augmentations, or amendments thereof; and, be it

FURTHER RESOLVED, that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility

for any such liability; and, be it

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

APPROVED BY:
OFFICE OF THE DISTRICT ATTORNEY

Terence Hallinan, District Attorney

APPROVED BY:
OFFICE OF THE MAYOR

for Willie Lewis Brown, Jr., Mayor

APPROVED BY:
OFFICE OF THE CONTROLLER

Edward Harrington, Controller

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1109

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1155 RESOLUTION NO. 672-98

[Liquor License, 384-A Hayes Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 20 OFF-SALE BEER AND WINE ALCOHOLIC BEVERAGE CONTROL LICENSE TO VANESSA F. JOHNSON FOR MAD WILL'S FOOD COMPANY, INC., DBA THE AMPHORA WINE MERCHANT, LOCATED AT 384-A HAYES STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE, WITH CONDITIONS

WHEREAS, Vanessa F. Johnson is seeking issuance of a Type 20 off-sale beer and wine alcoholic beverage control license for Mad Will's Food Company, Inc., dba The Amphora Wine Merchant, located at 384-A Hayes Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department and the Housing and Neighborhood Services Committee of the Board of Supervisors recommends that the liquor license application be approved with conditions; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license, to Vanessa F. Johnson for Mad Will's Food Company, Inc., dba The Amphora Wine Merchant, located at 384-A Hayes Street will serve the convenience of the people of the City and County of San Francisco.

Conditions: All sales of alcoholic beverages will be limited to wine only. The alcoholic beverage license shall not be exchanged or transferred.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Medina Newsom Yaki Yee

Excused: Supervisor Leno

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1155

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1159 RESOLUTION NO. 473-98

[Recovery of Medical Costs]

AUTHORIZING THE BUREAU OF DELINQUENT REVENUE TO RECOVER THE COST OF MEDICAL AND DENTAL CARE PROVIDED TO PERSONS INJURED BY THIRD PARTIES UNDER CIRCUMSTANCES CREATING TORT LIABILITY, AS AUTHORIZED BY GOVERNMENT CODE SECTIONS 23004.1 THROUGH 23004.3, AND GIVING THE BUREAU THE AUTHORITY TO COMPROMISE, SETTLE OR WAIVE CLAIMS IN CONNECTION WITH SUCH RECOVERY.

WHEREAS, State law provides that a county that furnishes hospital, medical, surgical, or dental care and treatment to a person who is injured, under circumstances creating a tort liability upon some third party, has the right to recover from the third party the cost of the care and treatment, or to be subrogated to any right or claim that the injured person has against the third party (Government Code Section 23004.1); and,

WHEREAS, State law further provides that to enforce such right, the county may institute legal proceedings against the third party, either in its own name or in the name of the injured person (Government Code Section 23004.1), and,

WHEREAS, If the injured person brings an action for damages against the third party, the county's right of action is abated and continues as a first lien against any judgment recovered by the injured person to the extent of the reasonable value of the care and treatment that the county furnished (Government Code Section 23004.1); and,

WHEREAS, State law sets forth additional provisions regarding the recovery of hospital, medical, surgical, or dental costs against third party tortfeasors, including the right to compromise, settle or waive claims (Government Code Section 23004.2); and,

WHEREAS, Government Code Section 23004.3 provides that Government Code Sections 23004.1 and 23004.2 shall become operative in a county only if the Board of

///

Supervisor Kaufman

Supervisors of that county, by resolution, elects to be governed by the provisions of such sections; and,

WHEREAS, The Bureau of Delinquent Revenue Collection currently recovers the costs of hospital, medical, surgical, or dental care that the City renders to persons whose injury has been caused by a third party through the filing of a lien in the legal proceeding brought by the injured person against the third party, pursuant to San Francisco Health Code Sections 124 through 124.5; and,

WHEREAS, Nothing herein is in any way intended to limit any right, responsibility or remedy provided under any State or local law governing the payment or collection of the costs of hospital, medical, surgical, or dental costs authorized under any State or local law, including the rights and remedies provided in San Francisco Health Code Sections 124 through 124.5; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby authorizes the recovery of the cost of hospital, medical, surgical, and dental care provided to persons injured by third parties under circumstances creating tort liability, as authorized by Government Code Sections 23004.1 through 23004.3; and, be it

FURTHER RESOLVED, That the Bureau of Delinquent Revenue Collection shall pursue the recovery of costs authorized by Government Code Sections 23004.1 through 23004.3 and shall have the right to compromise, settle or waive claims relating to such recovery.

Recommended By:

Richard A. Sullivan
Tax Collector

Approved By:

Susan Leal
Treasurer

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1159

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1160 RESOLUTION NO. 674-98

[Waiver of Fees]

WAIVING FEES TO BE CHARGED FOR CROWD CONTROL AND RE-ROUTING TRANSIT LINES IN CONNECTION WITH THE PINK SATURDAY PARTY ON JUNE 27, 1998.

WHEREAS, The Sisters of Perpetual Indulgence, Inc. ("the Sisters") organized the Pink Saturday Party ("the party") held in the Castro on June 27, 1998; and,

WHEREAS, The Sisters collected only voluntary donations from party-goers for distribution to non-profit, community-based charitable organizations; and,

WHEREAS, The associated costs of crowd control and re-routing transit lines for the party have been calculated at $2,500 for the Police Department and $1,400 for the Municipal Railway; and,

WHEREAS, The Sisters do not benefit from holding the party but rather have aided the City by helping keep order at an event that would occur spontaneously without their involvement; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby waives the Police Department and Municipal Railway fees that would otherwise be charged to the Sisters in connection with the Pink Saturday Party of June 27, 1998.

SUPERVISOR LENO, Bierman, Katz, Ammiano, Medina
BOARD OF SUPERVISORS

n:\govern\lowen\pinkwav res

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1160

AUG 28 1998
Date Approved

Mayor

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File No. 98-1187 Resolution No. 675-98

[STATE GRANT]

AUTHORIZING THE MAYOR'S CRIMINAL JUSTICE COUNCIL OF THE CITY AND COUNTY OF SAN FRANCISCO TO IMPLEMENT A DRUG ABATEMENT PROGRAM FOR THE PURPOSES OF APPLYING FOR FUNDS MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR THE TWELVE MONTH PERIOD JULY 1, 1998 THROUGH JUNE 30, 1999.

WHEREAS, The City and County of San Francisco desires to undertake a certain project designated the San Francisco Drug Abatement Program to be funded in part from funds made available through the Anti-Drug Abuse Act of 1988 for the Anti-Drug Abuse Program administered by the Office of Criminal Justice Planning (hereafter "OCJP"); now, therefore, be it

RESOLVED, That the Director of the Mayor's Criminal Justice Council in coordination with the District Attorney, Chief of Police, Sheriff, Chief Adult and Juvenile Probation Officers, and the Public Defender is authorized to develop an Anti-Drug Abuse Program for purposes of applying for funds made available by OCJP; and, be it

FURTHER RESOLVED, That the Mayor's Criminal Justice Council is authorized to execute on behalf of the City and County of San Francisco the necessary Grant Application and pending Grant Award Agreements for anti-drug abuse purposes including any extensions or amendments thereof; and,

IT IS AGREED, That there are no matching funds required for the project under the pending Anti-Drug Abuse Program and the rules and regulations of OCJP; and,

IT IS AGREED, That any liability arising out of the performance of the pending Grant Award Agreements, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and,

IT IS AGREED, There are no indirect costs to the City and County of San Francisco included in the budgets submitted with the grant application to OCJP; and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1187

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1220 RESOLUTION NO. 676-98

[Grant - Private Funds]

AUTHORIZING THE SHERIFF'S DEPARTMENT TO APPLY FOR, RETROACTIVELY, ACCEPT AND EXPEND $600,000 OVER 3 YEARS IN FUNDS FROM THE CENTER ON CRIME, COMMUNITIES, AND CULTURE TO SUPPORT THE RESOLVE TO STOP THE VIOLENCE PROJECT (RSVP).

WHEREAS, Violent crime carries a high price in terms of human life and material resources, causing injury, fear, grief and suffering to victims as well as offenders and their families and communities; and

WHEREAS, The Sheriff of San Francisco is responding to the unacceptable burden that violent crime imposes on our community by creating and implementing programs for prisoners in the county jails that promote accountability, foster recognition of the harm done by violent crime, and reduce recidivism; and

WHEREAS, One such program is the Resolve to Stop the Violence Project, which integrates violence prevention instruction into existing jail educational, vocational and cultural awareness programming; and

WHEREAS, The Resolve to Stop the Violence Project is based on the principles of restorative justice, which makes offender accountability, victim restoration, and community involvement priorities in intervention and prevention of crime; and

WHEREAS, The Resolve to Stop the Violence Project, will combine the methodology of batterer intervention programs for abusive men with victim impact and community restoration programs designed for violent offenders to redefine and restructure beliefs about male-roles that promote violent behavior; and,

WHEREAS, The Center on Crime, Communities and Culture of the Open Society Institute has awarded the Sheriff's Department a three-year grant in the amount of $600,000 over three years to support the project and an evaluation of the impact of the program on the participants; and,

WHEREAS, Indirect costs are not provided by The Center on Crime, Community and Culture and thus they have not been included; now, therefore be it

RESOLVED, That Sheriff's Department is hereby authorized to apply for, retroactively, accept and expend the grant of $600,000 over three years from The Center on Crime, Communities and Culture to partially fund the Resolve to Stop the Violence project and to execute all documents necessary thereto; and, be it

FURTHER RESOLVED, That although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken by the Sheriff's Department in applying for the grant.

Recommended:

Michael Hennessey, Sheriff

Approved:

Controller, Grant Division

for Mayor

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1220

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1251 RESOLUTION NO. 677-98

[Zoo General Obligation Bond Issuance]

PROVIDING FOR THE ISSUANCE OF NOT TO EXCEED $48,000,000 AGGREGATE PRINCIPAL AMOUNT OF CITY AND COUNTY OF SAN FRANCISCO GENERAL OBLIGATION BONDS (ZOO FACILITIES BONDS, 1997), INCLUDING THE ISSUANCE OF AN INITIAL SERIES THEREOF IN THE AGGREGATE PRINCIPAL AMOUNT OF NOT TO EXCEED $11,000,000 AND DESIGNATED AS THE CITY AND COUNTY OF SAN FRANCISCO GENERAL OBLIGATION BONDS (ZOO FACILITIES BONDS, 1997), SERIES 1998D; AUTHORIZING THE EXECUTION, AUTHENTICATION AND REGISTRATION OF SAID BONDS; PROVIDING FOR THE LEVY OF A TAX TO PAY THE PRINCIPAL AND INTEREST THEREOF; PROVIDING FOR THE APPOINTMENT OF DEPOSITORIES AND OTHER AGENTS FOR SAID BONDS; PROVIDING FOR THE ESTABLISHMENT OF ACCOUNTS RELATED THERETO; RATIFYING CERTAIN ACTIONS PREVIOUSLY TAKEN; AND GRANTING GENERAL AUTHORITY TO CITY OFFICIALS TO TAKE NECESSARY ACTIONS IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF SAID BONDS.

WHEREAS, By Resolution No. 115-97 adopted by the Board of Supervisors of the City and County of San Francisco (the "Board of Supervisors") on February 3, 1997, it was determined and declared that public interest and necessity demands the acquisition, construction and/or reconstruction by the City and County of San Francisco, California (the "City") of San Francisco Zoo (the "Zoo") facilities and properties; and,

WHEREAS, By Ordinance No. 41-97, finally passed by the Board of Supervisors on February 18, 1997, the Board of Supervisors duly called a special election to be held on June 3, 1997, for the purpose of submitting to the electors of the City a proposition to incur bonded indebtedness for the acquisition, construction and/or reconstruction of facilities and properties to be used by the Zoo (the "Project"); and,

WHEREAS, A special election was held in the City on June 3, 1997, for the purpose of submitting to the qualified voters of the City a proposition for incurring bonded indebtedness of the City in the aggregate principal amount of $48,000,000 to finance the Project; and,

WHEREAS, At the special election held on June 3, 1997, more than two-thirds of the qualified voters of the City voting on the proposition approved the issuance by the City of its general obligation bonds in an amount not to exceed $48,000,000 to finance the Project; and,

WHEREAS, The Registrar of Voters of the City duly and regularly canvassed the return of said election and, as the result of such canvass, certified to the Board of Supervisors that more than two-thirds of the votes cast on said proposition favored the incurring of such bonded indebtedness; and,

WHEREAS, This Board of Supervisors has determined, and does hereby declare that it is necessary and desirable that all of said Bonds designated generally as City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997) (the "Bonds") (each series to bear such additional or other designation as may be necessary or appropriate to distinguish such series from every other series and from other bonds issued by the City) in the aggregate principal amount of $48,000,000, be issued and sold in series from time to time, for the purposes authorized and on the conditions set forth in this Resolution of the Board of Supervisors; and,

WHEREAS, The Bonds will be payable from proceeds of the annual general tax levy as provided herein; and,

WHEREAS, The Bonds are being issued pursuant to a resolution duly adopted by the Board of Supervisors, Title 5, Division 2, Part 1, Chapter 3, Article 4.5 of the California Government Code, the Charter of the City and a duly held election;

WHEREAS, Pursuant to Section 9.106 of the Charter of the City, there shall be delivered a certificate of a duly authorized officer of the City, concurrently with the issuance of

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each series of the Bonds, stating that the outstanding general obligation bonded indebtedness of the City, including all series of the Bonds issued and to be issued and outstanding on the date of delivery of such series, will not exceed three percent of the assessed value of all taxable real and personal property located within the City and County;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the City and County of San Francisco, as follows:

Section 1. Recitals. All of the recitals herein are true and correct.

Section 2. Conditions Precedent. All conditions, things and acts required by law to exist, to happen and to be performed precedent to and in the issuance of the Bonds exist, have happened and have been performed in due time, form and manner in accordance with applicable law, and the City is now authorized pursuant to its Charter and applicable law to incur indebtedness in the manner and form provided in this Resolution (the "Resolution").

Section 3. Issuance of Bonds. The Board of Supervisors hereby authorizes the issuance and sale of not to exceed $48,000,000 aggregate principal amount of the Bonds for the acquisition, construction, reconstruction or completion of the real property improvements set forth in the following proposition:

ZOO FACILITIES BONDS, 1997, shall the City and County incur $48,000,000 of bonded indebtedness for the acquisition, construction and/or reconstruction of San Francisco Zoo facilities and properties and all other works, property and structures necessary or convenient for the foregoing purposes.

The Bonds shall be divided into series, as the Board of Supervisors shall determine, and shall be sold in accordance with law as such law may from time to time be amended, supplemented or revised and on the terms and conditions approved by the Board of Supervisors in this Resolution, as supplemented by such other resolution or resolutions relating to such series of Bonds. Such sales may be aggregated with other general obligation

bonds being issued by the City as authorized from time to time by the Board of Supervisors.

Section 4. Initial Series of Bonds. An initial series of Bonds in the aggregate principal amount of not to exceed $11,000,000 is hereby created and established. Said series of Bonds shall be designated as the "City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 1998D" (the "Series 1998D Bonds") The Series 1998D Bonds shall be sold on the terms and conditions approved by the Board of Supervisors in this Resolution, as supplemented by its resolution adopted of even date herewith relating to the Series 1998D Bonds.

Section 5. Execution and Authentication. The resolution of the Board of Supervisors authorizing and directing the issuance and sale of any series of the Bonds shall set forth the form of such bond, with such necessary or appropriate variations, omissions and insertions as may be permitted by such resolution. "CUSIP" identification numbers may be imprinted on the Bonds, but such numbers shall not constitute a part of the contract evidenced by the Bonds and any error or omission with respect thereto shall not constitute cause for refusal of any purchaser to accept delivery of and pay for the Bonds. In addition, failure on the part of the City to use such CUSIP numbers in any notice to Owners of the Bonds shall not constitute an event of default or any violation of the City's contract with such Owners and shall not impair the effectiveness of any such notice.

The Bonds shall be signed by the Mayor of the City and the City Treasurer (the "City Treasurer"), and countersigned by the Clerk of the Board of Supervisors whose signature shall be countersigned by a Deputy Clerk of the Board of Supervisors pursuant to Section 2.40 of the San Francisco Administrative Code. Except for the countersignature of a Deputy Clerk of the Board of Supervisors, which shall be a manual signature, all signatures hereinbefore referred to may be facsimile or manual. The Clerk of the Board of Supervisors shall cause the official seal of the Board of Supervisors to be impressed or printed on each of

the Bonds, the City Treasurer shall authenticate the Bonds, and when so executed and authenticated, the Clerk of the Board of Supervisors shall deliver the Bonds to or for the account of the purchaser in exchange for the purchase price thereof.

In case any of such officer whose signatures or countersignatures appear on the Bonds shall cease to be such officer before the delivery of such Bonds to the purchaser, such signatures or countersignatures shall nevertheless be valid and sufficient for all purposes as if they had remained in office until the delivery of the Bonds.

Section 6. Transfer or Exchange and Registration of Bonds. Any Bond may be transferred or exchanged in accordance with its terms and the resolution of the Board of Supervisors authorizing and directing its sale. Each Bond shall be registered in accordance with the resolution of the Board of Supervisors authorizing and directing its sale.

Section 7. General Redemption Provisions. The terms of redemption (whether optional redemption or mandatory redemption), if any, of any series of Bonds and the manner prescribed for notice of any redemption of such series of Bonds shall be set forth in the resolution of the Board authorizing and directing the sale of the Bonds to be redeemed.

The resolution of the Board authorizing and directing the sale of each series of Bonds shall provide that the City Treasurer shall establish a Redemption Account for such series of Bonds and shall further provide for the deposit and application of moneys in such Redemption Account.

Section 8. Tax Levy. For the purpose of paying the principal of and interest on the Bonds, the Board of Supervisors at the time of fixing the general tax levy shall fix, and in the manner provided for such general tax levy, levy and collect annually until the Bonds are paid, or until there shall be a sum set apart for that purpose in the treasury of the City sufficient to meet all sums coming due for payment of principal of and interest on the Bonds, a tax sufficient to pay the annual interest on the Bonds as the same becomes due and also such

part of the principal thereof as shall become due before the proceeds of a tax levied at the time for making the next general tax levy can be made available for the payment of such interest or principal.

Said tax shall be in addition to all other taxes levied for City purposes, shall be collected at the same time and in the same manner as other taxes of the City are collected, and shall be used only for the payment of the Bonds and the interest thereon.

All taxes collected pursuant to this Section 8 shall be deposited forthwith in a special account to be designated as the "General Obligation Bonds (Zoo Facilities Bonds, 1997) Bond Account" (the "Bond Account") and each and every series of Bonds issued under this Resolution shall be equally and ratably secured by the taxes collected pursuant to this Section. Such account shall be administered by the City Treasurer and kept separate and apart from all other accounts. Pursuant to the resolution of the Board of Supervisors authorizing and directing the issuance and sale of any series of the Bonds, the City Treasurer may establish such additional accounts and subaccounts within the Bond Account or with any agent, including but not limited to any paying agent or fiscal agent, as may be necessary or convenient in connection with the administration of any series of the Bonds. The resolution of the Board of Supervisors authorizing and directing the issuance and sale of any series of the Bonds shall establish subaccounts within the Bond Account for each series of the Bonds to provide for the payment of principal and interest on such series of Bonds.

The City Treasurer shall also deposit in the Bond Account from the proceeds of sale of the Bonds, any moneys received on account of interest accrued on the Bonds to the date of payment of the purchase price thereof, and such other moneys, if any, as may be specified in the resolution of the Board authorizing and directing the sale of each series of Bonds. So long as any of the Bonds are outstanding, moneys in the Bond Account shall be used and applied by the City Treasurer solely for the purpose of paying the principal of and interest on

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the Bonds as such principal and interest shall become due and payable, or for purchase of Bonds if permitted by the Resolution providing for the sale of such series of Bonds; provided, however, that when all of the principal of and interest on the Bonds have been paid, any moneys then remaining in said account shall be transferred to the General Fund of the City. The Board of Supervisors shall take such actions annually as are necessary or appropriate to cause the debt service on the Bonds due in any fiscal year to be included in the budget for such fiscal year and to make the necessary appropriations therefor.

Section 9. Administration and Disbursements From Bond Account. (a) Interest. On or before June 15 and December 15 in each year that any series of the Bonds is outstanding, commencing December 15,1999, the City Treasurer shall transfer from the General Fund and set aside in the Bond Account and the appropriate subaccounts therein relating to each series of the Bonds an amount which, when added to the amount contained in the Bond Account and subaccounts therein on that date, if any, will be equal to the aggregate amount of the interest becoming due and payable on each series of the Bonds outstanding on the next succeeding interest payment date.

(b) Principal. On or before December 15 in each year that any series of Bonds is outstanding, commencing December 15, 1999, the City Treasurer shall transfer from the General Fund and set aside in the Bond Account and the appropriate subaccounts therein relating to each series of the Bonds an amount which will be equal to the principal on each series of the Bonds outstanding that will become due and payable on the next succeeding December 15, including those Bonds subject to mandatory redemption on such date pursuant to the provisions of the resolution authorizing the issuance and sale of such Bonds.

All moneys in the Bond Account shall be used and withdrawn by the City Treasurer solely for the purpose of paying the principal of and interest on each series of the Bonds as the same shall become due and payable. On June 15 and December 15 in each year commencing

December 15, 1999, the City Treasurer shall allocate, transfer and apply to the various subaccounts in the Bond Account created pursuant to the resolutions authorizing the issuance and sale of Bonds, on the next succeeding date on which payment of principal and interest on any series of Bonds is due, from moneys on deposit in the Bond Account, an amount equal to the amount of principal of, premium, if any, and interest due on said date with respect to each series of the Bonds then outstanding. Unless other provision shall have been made pursuant to this Resolution for the payment of any Bond, all amounts held in the various subaccounts of the Bond Account created pursuant to the resolutions authorizing the issuance and sale of any series of Bonds shall be used and applied by the City Treasurer to pay principal of, premium, if any, and interest due on the series of the Bonds to which such subaccount relates, as and when due.

Section 10. Appointment of Depositories and Other Agents. The City Treasurer is hereby authorized and directed to appoint one or more depositories as he or she may deem desirable and may authorize such depository to perform any of the duties and responsibilities of the City Treasurer under this Resolution under the supervision of the City Treasurer, to the extent permitted by applicable law. The City will not have any responsibility or obligation to any purchaser of a beneficial ownership interest in any Bonds or to any participants in such a depository with respect to (i) the accuracy of any records maintained by such securities depository or any participant therein; (ii) any notice that is permitted or required to be given to the owners of the Bonds under this Resolution; (iii) the selection by such securities depository or any participant therein of any person to receive payment in the event of a partial redemption of the Bonds; (iv) the payment by such securities depository or any participant therein of any amount with respect to the principal or redemption premium, if any, or interest due with respect to the Bonds; (v) any consent given or other action taken by such securities depository as the owner of the Bonds; or (vi) any other matter.

The City Treasurer is hereby also authorized and directed to appoint one or more agents as he or she may deem necessary or desirable. To the extent permitted by applicable law and under the supervision of the City Treasurer, such agents may serve as paying agent, fiscal agent, escrow agent or registrar for the Bonds or may assist the City Treasurer in performing any or all of such functions and such other duties as the City Treasurer shall determine including such duties and responsibilities of the City Treasurer provided for in this Resolution. Such agents shall serve under such terms and conditions as the City Treasurer shall determine. The City Treasurer may remove or replace agents appointed pursuant to this paragraph at any time.

Section 11. Project Account. There is hereby established a project account to be designated as the "General Obligation Bonds (Zoo Facilities Bonds, 1997) Project Account" (the "Project Account"). The Project Account shall be maintained by the City Treasurer, as a separate account, segregated and distinct from all other accounts. The City Treasurer may establish such accounts and subaccounts within the Project Account as may be necessary or convenient in connection with the administration of the Project or the Bonds.

All of the proceeds of the sale of the Bonds, excluding any premium and accrued interest received thereon, shall be deposited by the City Treasurer to the credit of the Project Account and shall be applied exclusively to the objects and purposes specified in the proposition set forth in Section 3 hereof When such objects and purposes have been accomplished, any moneys remaining in such account shall be transferred to the Bond Account established pursuant to Section 8 hereof and applied to the payment of the principal of and interest on any series of Bonds. Amounts in the Project Account may be applied to the payment of costs of issuance of the Bonds, including, without limitation, bond and financial printing expenses, mailing and publication expenses, rating agency fees, and the fees and expenses of paying agents, registrars, financial consultants and bond counsel.

Section 12. Defeasance Provisions. The resolution of the Board authorizing and directing the sale of any series of Bonds may provide for the defeasance of such series of Bonds. Any Bonds which have been deemed paid in accordance with the defeasance provisions of the Board resolution authorizing and directing their sale shall no longer be deemed outstanding under this Resolution.

Section 13. Tax Covenants. The Bonds may be issued as bonds the interest on which is excluded from gross income for federal or state income tax purposes or as bonds the interest on which is included in gross income for federal or state income tax purposes. With respect to any series of the Bonds the interest on which is excluded from gross income for federal or state income tax purposes, the City may make such covenants and representations as are necessary or convenient to comply with applicable laws and regulations.

Section 14. Other Terms and Provisions Relating To the Bonds. The resolution of the Board providing for the sale of any series of Bonds may provide for (a) the purchase of bond insurance or other credit enhancement relating to such series of Bonds and to the establishment of such additional terms and procedures as may be necessary to provide for the application of such bond insurance or other credit enhancement for the benefit of the Bondholders; (b) the investment of moneys held in any fund or account relating to the Bonds in specific categories or types of investments, so long as such investments are legal investments for the City and in compliance with any policy or guideline of the City applicable thereto; (c) the adoption of any supplemental resolutions relating solely to such series of Bonds.

Section 15. Supplemental Resolutions. For any one or more of the following purposes and at any time or from time to time, a supplemental resolution of the City may be adopted, which, without the requirement of consent of the owners of the Bonds, shall be fully effective in accordance with its terms:

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(a) To add to the covenants and agreements of the City in this Resolution or any resolution authorizing the issuance of any series of Bonds, other covenants and agreements to be observed by the City which are not contrary to or inconsistent with this Resolution or any resolution authorizing the issuance of any series of Bonds as theretofore in effect;

(b) To add to the limitations and restrictions in this Resolution or any resolution authorizing the issuance of any series of Bonds, other limitations and restrictions to be observed by the City which are not contrary to or inconsistent with this Resolution or any resolution authorizing the issuance of any series of Bonds as theretofore in effect;

(c) To confirm, as further assurance, any pledge under, and the subjection to any lien or pledge created or to be created by, this Resolution or any resolution authorizing the issuance of any series of Bonds as then in effect, of any moneys, securities or funds, or to establish any additional funds or accounts to be held under this Resolution or any resolution authorizing the issuance of any series of Bonds;

(d) To cure any ambiguity, supply and omission, or cure or correct any defect or inconsistent provision in this Resolution or any resolution authorizing the issuance of any series of Bonds; or

(e) To make such additions, deletions or modifications as may be necessary to assure compliance with applicable provisions of law.

Any modification or amendment of this Resolution or any resolution authorizing the issuance of any series of Bonds and of the rights and obligations of the City and of the owners of the Bonds, in any particular, may be made by a supplemental resolution, with the written consent of the owners of at least a majority in aggregate principal amount of the Bonds outstanding at the time such consent is given. No such modification or amendment shall permit a change in the terms or maturity of the principal of any outstanding Bonds or of any interest payable thereon or a reduction in the principal amount thereof or in the rate of interest thereon,

or shall reduce the percentage of Bonds the consent of the owners of which is required to effect any such modification or amendment, or shall reduce the amount of moneys for the repayment of the Bonds without the consent of all the owners of such Bonds.

Section 16. Ratification. All actions heretofore taken by officials, employees and agents of the City with respect to the sale and issuance of the Bonds are hereby approved, confirmed and ratified.

Section 17. General Authority. The Clerk of the Board of Supervisors, the Finance Committee of the Board of Supervisors, the Mayor, the City Treasurer, the City Administrator, the City Attorney and the Controller are each hereby authorized and directed in the name and on behalf of the City to take any and all steps and to issue and deliver any and all certificates, requisitions, agreements, notices, consents, and other documents, including but not limited to, letters of representations to any depository or depositories which they or any of them might deem necessary or appropriate in order to consummate the lawful issuance, sale and delivery of the Bonds and otherwise to give effect to this Resolution.

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
DAVE ANGELO SANCHEZ
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1251

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1252 RESOLUTION NO. 678-98

[Zoo General Obligation Bond Sale]

AUTHORIZING AND DIRECTING THE SALE OF NOT TO EXCEED $11,000,000 CITY AND COUNTY OF SAN FRANCISCO GENERAL OBLIGATION BONDS (ZOO FACILITIES BONDS, 1997), SERIES 1998D; PRESCRIBING THE FORM AND TERMS OF SAID BONDS; AUTHORIZING THE EXECUTION, AUTHENTICATION AND REGISTRATION OF SAID BONDS; PROVIDING FOR THE APPOINTMENT OF DEPOSITORIES AND OTHER AGENTS FOR SAID BONDS; PROVIDING FOR THE ESTABLISHMENT OF ACCOUNTS RELATED THERETO; APPROVING THE FORMS OF OFFICIAL NOTICE OF SALE OF BONDS AND NOTICE OF INTENTION TO SELL BONDS; DIRECTING THE PUBLICATION OF OFFICIAL NOTICE OF SALE AND NOTICE OF INTENTION TO SELL BONDS; APPROVING THE FORM AND EXECUTION OF THE OFFICIAL STATEMENT RELATING THERETO; APPROVING THE FORM OF THE CONTINUING DISCLOSURE CERTIFICATE; APPROVING MODIFICATIONS TO DOCUMENTS; RATIFYING CERTAIN ACTIONS PREVIOUSLY TAKEN; AND GRANTING GENERAL AUTHORITY TO CITY OFFICIALS TO TAKE NECESSARY ACTIONS IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF SAID BONDS.

WHEREAS, By Resolution No. 677-98, adopted on August 17, 1998, the Board of Supervisors authorized the issuance of its Zoo Facilities Bonds, 1997 (the "Authorizing Resolution"); and,

WHEREAS, It is necessary and desirable to issue a portion of said Bonds in a single series as City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 1998D (the "Bonds"); and,

WHEREAS, The Bonds are being issued pursuant to the Authorizing Resolution and Title 5, Division 2, Part 1, Chapter 3, Article 4.5 of the California Government Code (the "Act"), the Charter of the City and a duly held election; and,

WHEREAS, The City and County of San Francisco (the "City") expects to pay certain expenditures in connection with the projects to be financed by the Bonds prior to the issuance and sale of the Bonds, and the City intends to reimburse itself and to pay third partiesDistrict for such prior expenditures from the proceeds of the Bonds; and,

WHEREAS, Section 1.150-2 of the Treasury Regulations promulgated under the Internal Revenue Code of 1986 (the "Treasury Regulations") requires the City to declare its reasonable official intent to reimburse prior expenditures with the proceeds of a subsequent borrowing; and,

WHEREAS, The Treasury Regulations require that any reimbursement allocation of proceeds of the Bonds be made with respect to expenditures incurred prior to the issuance of the Bonds will occur not later than eighteen (18) months after the later of (i) the date on which the expenditure is paid or (ii) the date on which the facilities are placed in service, but in no event later than three (3) years after the expenditure is paid; and,

WHEREAS, The adoption of this Resolution shall constitute authorization of the Bonds within the meaning of Section 864 of the California Code of Civil Procedure;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the City and County of San Francisco, as follows:

Section 1. Recitals. All of the recitals herein are true and correct.

Section 2. Conditions Precedent. All conditions, things and acts required by law to exist, to happen and to be performed precedent to and in the issuance of the Bonds exist, have happened and have been performed in due time, form and manner in accordance with applicable law, and the City is now authorized pursuant to its Charter and applicable law to incur indebtedness in the manner and form provided in this Resolution (this "Resolution").

Section 3. Issuance of Bonds. The Board of Supervisors hereby authorizes the issuance and sale of not to exceed $11,000,000 principal amount of bonds to be designated as "City and County of San Francisco General Obligation Bonds (Zoo Facilities Bonds, 1997),

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Series 1998D" for the purposes set forth in the Authorizing Resolution. The Director of Public Finance of the City (the "Director of Public Finance") is hereby authorized to determine the sale date, the interest payment dates and the redemption dates of the Bonds, subject to the following terms and conditions: (i) the Bonds shall not have a tonrue interest cost in excess of 12% (as such term is defined in the Official Notice of Sale); (ii) the Bonds shall not have a final maturity date after June 30, 2025; and (iii) any original issue discount on the purchase of the Bonds shall not exceed 2% of the principal amount of the Bonds. The Director of Public Finance is further authorized to give the Bonds such additional or other series designation as may be necessary or appropriate to distinguish such series from every other series and from other bonds issued by the City.

Section 4. Execution, Authentication and Registration of the Bonds. The officers of the City are hereby directed to cause the Bonds to be prepared in sufficient quantity for delivery to the purchaser thereof and the Clerk of the Board of Supervisors is hereby directed to cause the blanks therein to be completed in accordance with the Authorizing Resolution, to cause the seal of the City to be reproduced or impressed thereon, to procure their execution by the proper officers of the City, and to deliver the Bonds when so executed to said purchaser in exchange for the purchase price thereof.

The Bonds and the City Treasurer's certificate of authentication and registration and the form of assignment to appear thereon shall be substantially in the form attached hereto as Exhibit A (a copy of which is on file with the Clerk of the Board of Supervisors and which is hereby declared to be a part of this Resolution as if fully set forth herein) with necessary or appropriate variations, omissions and insertions as permitted or required by this Resolution (provided that if a portion of the text of the Bonds is printed on the reverse of the Bonds, the following legend shall be printed on the face of the Bonds:. "THE PROVISIONS OF THIS BOND ARE CONTINUED ON THE REVERSE HEREOF AND SUCH CONTINUED

PROVISIONS SHALL FOR ALL PURPOSES HAVE THE SAME EFFECT AS THOUGH FULLY SET FORTH HERE.")

Only such of the Bonds as shall bear thereon a certificate of authentication and registration in the form herein recited, executed by the City Treasurer, shall be valid or obligatory for any purpose or entitled to the benefits of this Resolution, and such certificate of the City Treasurer shall be conclusive evidence that the Bonds so authenticated have been duly authenticated and delivered hereunder and are entitled to the benefits of this Resolution.

The City Treasurer shall assign a distinctive letter, or number, or letter and number to each Bond authenticated and registered by him or her and shall maintain a record thereof which shall be available for inspection.

Section 5. Registration Books. The City Treasurer shall keep or cause to be kept, at the office of the City Treasurer, sufficient books for the registration and transfer of the Bonds, which shall at all times be open to inspection, and upon presentation for such purpose, the City Treasurer shall, under such reasonable regulations as he or she may prescribe, register or transfer or cause to be registered or transferred, on said books, Bonds as herein provided.

Section 6. Transfer or Exchange of Bonds. Any Bond may, in accordance with its terms, be transferred upon the books required to be kept pursuant to the provisions of Section 5 hereof, by the person in whose name it is registered, in person or by the duly authorized attorney of such person in writing, upon surrender of such Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the City Treasurer.

Any Bonds may be exchanged at the office of the City Treasurer for a like aggregate principal amount of other authorized denominations of the same interest rate and maturity.

Whenever any Bond shall be surrendered for transfer or exchange, the designated City officials shall execute (as provided in Section 4 hereof) and the City Treasurer shall authenticate

and deliver a new Bond or Bonds of the same interest rate and maturity in a like aggregate principal amount. The City Treasurer shall require the payment by any bond owner requesting any such transfer of any tax or other governmental charge required to be paid with respect to such transfer or exchange.

No transfer or exchange of Bonds shall be required to be made by the City Treasurer during the period from the Record Date (as defined herein) next preceding each interest payment date to such interest payment date or after a notice of redemption shall have been mailed with respect to such Bond.

Section 7. Form of the Bonds; Terms of the Bonds; General Redemption Provisions. The Bonds shall each be dated the first day of the month in which the Bonds are sold unless otherwise stated in the Bonds (the "Dated Date") and shall be substantially in the form set forth as Exhibit A hereto. The Bonds shall bear interest from the date thereof until paid at rates not to exceed twelve percent (12%) per annum (the exact rates to be determined upon sale of the Bonds) calculated on the basis of a 360-day year comprised of twelve 30-day months, payable on December 15, 1999, and semiannually thereafter on June 15 and December 15 of each year (or such other dates as may be designated in a certificate of the Director of Public Finance). The Bonds shall be in fully registered form without coupons in denominations of $5,000 or any integral multiple thereof and shall either mature or be subject to mandatory redemption (as herein provided) on December 15 (or such other date as may be designated in a certificate of the Director of Public Finance) of the years, and in the amounts, as set forth in the Official Statement (defined herein) relating to the Bonds.

The principal of the Bonds shall be payable in lawful money of the United States of America to the owner thereof, upon the surrender thereof at maturity or earlier redemption at the office of the City Treasurer. The interest on the Bonds shall be payable in like lawful money to the person whose name appears on the bond registration books of the City Treasurer as the

owner thereof as of the close of business on the last day of the month immediately preceding an interest payment date (the "Record Date"), whether or not such day is a Business Day (as herein defined).

Each Bond shall bear interest from the interest payment date next preceding the date of authentication thereof unless it is authenticated as of a day during the period from the Record Date next preceding any interest payment date to the interest payment date, inclusive, in which event it shall bear interest from such interest payment date; or unless it is authenticated on or before November 30, 1999 (or such other date as may be designated in a certificate of the Director of Public Finance), in which event it shall bear interest from the Dated Date; provided, however, that if, at the time of authentication of any Bond, interest is in default on the Bonds, such Bond shall bear interest from the interest payment date to which interest has previously been paid or made available for payment on the Bonds or from the Dated Date if the first interest payment is not made. Payment of the interest on any Bond shall be paid by check mailed to such owner at such owner's address as it appears on the registration books as of the Record Date; provided, however, if any interest payment occurs on a day that banks in California and New York are closed for business, then such payment shall be made on the next succeeding day that banks in both California and New York are open for business and the New York Stock Exchange is open for business (a "Business Day"); and provided, further, that the registered owner of an aggregate principal amount of at least $1,000,000 of the Bonds may submit a written request to the City Treasurer on or before a Record Date preceding an interest payment date for payment of interest by wire transfer to a commercial bank located within the continental United States. For so long as Cede & Co. or its registered assigns is the registered owner of all of the Bonds, payment shall be made by wire transfer of immediately available funds to Cede & Co.

The Bonds maturing on or before December 15, 2006 (or such other date as may be

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designated in a certificate of the Director of Public Finance) shall not be subject to optional redemption prior to maturity. The Bonds maturing on or after December 15, 2007 (or such other date as may be designated in a certificate of the Director of Public Finance) are subject to optional redemption prior to their respective stated maturities, at the option of the City, from any source of available funds, as a whole or in part on any date (with the maturities to be redeemed to be determined by the City and by lot within a maturity) on or after December 15, 2006 (or such other date as may be designated in a certificate of the Director of Public Finance), at redemption prices equal to 102% of the principal amount redeemed in the first year the Bonds are subject to optional redemption (with such redemption price declining to 100% at the rate of 1% annually), together with accrued interest to the date of redemption.

The Bonds shall be subject to mandatory redemption at par, by lot, in any year for which the successful bidder therefor has designated that the principal amount payable with respect to that year shall constitute a mandatory sinking fund payment as permitted by the Official Notice of Sale (as more fully described in Section 12 hereof). Any Bonds subject to mandatory redemption shall be designated in the successful bid that shall be awarded by motion of the Finance Committee of the Board of Supervisors prior to the delivery of the Bonds. The principal and interest on Series 1998D Bonds subject to mandatory redemption shall be paid from the Series 1998D Bond Account pursuant to Section 8 hereof. In lieu of any such mandatory redemption, at any time prior to the selection of the Bonds for redemption, the City may apply such amounts on deposit in the Series 1998D Bond Account (as defined in Section 8 hereof) to make such payment to the purchase of Bonds subject to such redemption at public or private sale, as and when and at such prices not in excess of the principal amount thereof (including brokerage and other charges but excluding accrued interest), as the City may determine.

The date on which the Bonds which are called for redemption are to be presented for redemption is herein sometimes called the "redemption date." Notice of any redemption of

Bonds shall be mailed, postage prepaid, to the respective registered owners thereof at the addresses appearing on the bond registration books not less than thirty (30) nor more than sixty (60) days prior to the redemption date. The notice of redemption shall (a) state the redemption date; (b) state the redemption price; (c) state the dates of maturity of the Bonds and, if less than all of any such maturity is called for redemption, the distinctive numbers of the Bonds of such maturity to be redeemed, and in the case of Bonds redeemed in part only, the respective portions of the principal amount thereof, to be redeemed; (d) state the CUSIP number, if any, of each Bond to be redeemed; (e) require that such Bonds be surrendered by the owners at the office of the City Treasurer or his or her agent; and (f) give notice that interest on such Bonds will cease to accrue after the designated redemption date.

The actual receipt by the owner of any Bond of notice of such redemption shall not be a condition precedent to redemption, and failure to receive such notice, or any defect in such notice shall not affect the validity of the proceedings for the redemption of such Bonds or the cessation of accrual of interest on the redemption date.

At least five (5) days before the above notice date, notice also shall be given by (i) registered or certified mail, postage prepaid, (ii) confirmed facsimile transmission, (iii) confirmed electronic transmission or (iv) overnight delivery service, to each of the following securities depositories and information services or their successors, or such other depositories and/or information services as may hereafter be designated by the City:

Securities Depositories

(1) The Depository Trust Company
711 Stewart Avenue
Garden City, New York 11503
Facsimile transmission: (516) 227-4039
(516) 227-4190

///
///

(2) Midwest Securities Trust Company Capital
Structured-Call Notification
400 South LaSalle Street
Chicago, Illinois 60605
Facsimile transmission. (312) 663-2343

(3) Philadelphia Depository Trust Company
Reorganization Division
1900 Market Street
Philadelphia, Pennsylvania 19103
Facsimile transmission: (215) 596-5058

Information Services

(1) Financial Information, Inc.'s Financial
Daily Called Bond Service
30 Montgomery Street, 10th Floor
Jersey City, New Jersey 07302
Attention: Editor

(2) Interactive Data Corporation's Bond Service
22 Cortland Street
New York, New York 10007

(3) Kenny Information Service's Called Bond Service
55 Broad Street, 28th Floor
New York, New York 10004

(4) Moody's Investor's Service
5250 77 Center Drive, Suite 150
Charlotte, North Carolina 28217
Attention: Call Bond Department

(5) Standard & Poor's Called Bond Record
25 Broadway, 3rd Floor
New York, New York 10004

(6) The Bond Buyer
One State Street Plaza
New York, New York 10004
Attention: Bond Notices

The notice or notices required for redemption shall be given by the City Treasurer, or any agent appointed by the City. A certificate of the City Treasurer or such other appointed agent of the City that notice of redemption has been given to the owner of any Bond in accordance with this Resolution shall be conclusive against all parties.

At the time the City Treasurer or Controller determines to optionally call and redeem any of the Bonds, the City Treasurer or his or her agent shall establish a Redemption Aredemption account to be described or known as the "General Obligation Bonds Zoo Facilities Bonds, 1997), Series 1998D Redemption Account" (the "Series 1998D Redemption Account") and prior to or on the redemption date there must be set aside in said Series 1998D Redemption Account moneys available for the purpose and sufficient to redeem as provided in this Resolution, the Bonds designated in said notice of redemption. Said moneys must be set aside in said athe Series 1998D Redemption Account solely for the purpose and shall be applied on or after the redemption date to payment for the Bonds to be redeemed upon presentation and surrender of such Bonds. Any interest due on or prior to the redemption date shall be paid from the Series 1998D Bond Account as provided in Section 8 hereof or from the Series 1998D Redemption Account. Moneys held from time to time in the Series 1998D Redemption Account shall be invested by the City Treasurer pursuant to the City's policies and guidelines for investment of General Fund moneys or pursuant to any resolution authorizing the issuance of refunding bonds or escrow agreement relating thereto. If, after all of the Bonds have been redeemed and canceled or paid and canceled, there are moneys remaining in said Series 1997C8BD Redemption Account, said moneys shall be transferred to the General Fund of the City provided, however, that if said moneys are part of the proceeds of refunding bonds, said moneys shall be transferred pursuant to the resolution authorizing such refunding bonds.

When notice of optional redemption has been given, substantially as provided herein, and when the amount necessary for the redemption of the Bonds called for redemption (principal and premium, if any) is set aside for that purpose in said Series 1998D Redemption Account, as provided herein, the Bonds designated for redemption shall become due and payable on the date fixed for redemption thereof, and upon presentation and surrender of said Bonds at the place specified in the notice of redemption, such Bonds shall be redeemed and

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paid at said redemption price out of said Series 1998D Redemption Account, no interest will accrue on such Bonds called for redemption after the redemption date and the registered owners of such Bonds shall look for payment of such Bonds only to said Series 1998D Redemption Account. All Bonds redeemed shall be canceled forthwith by the City Treasurer and shall not be reissued.

The City shall have the right to rescind any optional redemption by written notice to the owner of any Bond previously called for redemption prior to the redemption date. Any notice of optional redemption shall be canceled and annulled if for any reason funds are not available on the date fixed for redemption of the payment in full of the Bonds then called for redemption. Notice of reciession of redemption, whether resulting from the exercise of the City's discretion or from the unavailability of sufficient funds, shall be mailed in the same manner notice of redemption was originally provided. The actual receipt by the owner of any Bond of notice of such recision ession shall not be a condition precedent to reciession, and failure to receive such notice or any defect in such notice shall not affect the validity of the reciession.

Section 8. Series 1998D Bond Account. There is hereby established with the City Treasurer a special subaccount in the General Obligation Bonds (Zoo Facilities Bonds, 1997) Bond Account (the "Bond Account") created pursuant to the Authorizing Resolution, to be designated the "General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 1998D Bond Account" (the Series 1998D Bond Account"), to be held separate and apart from all other accounts of the City. All interest earned on amounts on deposit in the Series 1998D Project Account (as defined in Section 9 hereof) shall be deposited in the Series 1998D Bond Account.

On or prior to the date on which any payment of principal and interest on the Bonds is due, including any Bonds subject to mandatory redemption on said date, the City Treasurer shall allocate to and deposit in the Series 1998D Bond Account, from amounts held in the

Bond Account pursuant to Section 9 of the Authorizing Resolution, an amount which, when added to any available moneys contained in the Series 1998D Bond Account, is sufficient to pay principal and interest on the Bonds on such date.

On or prior to the date on which any Bonds are to be redeemed at the option of the City pursuant to the resolution authorizing the issuance and sale of such series of Bonds, the City Treasurer may allocate to and deposit in the Series 1998D Redemption Account, from amounts held in the Bond Account pursuant to Section 9 of the Authorizing Resolution, an amount which, when added to any available moneys contained in the Series 1998D Bond Account, is sufficient to pay principal and interest and any premium on the Bonds on such date. The City Treasurer may make such other provision for the payment of principal and interest and any redemption premium on the Bonds as is necessary or convenient to permit the optional redemption of the Bonds.

Amounts in the Series 1998D Bond Account may be invested in any investment of the City in which moneys in the General Fund of the City are invested. The City Treasurer may commingle any of the moneys held in the Series 1998D Bond Account into a separate fund or funds for investment purposes only; *provided, however,* that all of the moneys held in the Series 1998D Bond Account hereunder shall be accounted for separately notwithstanding any such commingling by the City Treasurer.

Section 9. Series 1998D Project Account. There is hereby established with the City Treasurer a special subaccount in the General Obligation Bonds (Zoo Facilities Bonds, 1997) Project Account (the "Project Account") created pursuant to the Authorizing Resolution, to be designated the "General Obligation Bonds (Zoo Facilities Bonds, 1997), Series 1998D Project Account" (the Series 1998D Project Account"), to be held separate and apart from all other accounts of the City. All interest earned on amounts on deposit in the Series 1998D Project Account (as defined in Section 9 hereof) shall be deposited in the Series 1998D Bond

Account. Amounts in the Series 1998D Project Account shall be expended for the acquisition, construction and reconstruction of the Project in accordance with the provisions of the Authorizing Resolution.

Amounts in the Series 1998D Project Account may be invested in any investment of the City in which moneys in the General Fund of the City are invested. The City Treasurer may commingle any of the moneys held in the Series 1998D Project Account into a separate fund or funds for investment purposes only; *provided, however,* that all of the moneys held in the Series 1998D Project Account hereunder shall be accounted for separately notwithstanding any such commingling by the City Treasurer.

Section 10. Appointment of Depositories and Other Agents. The City Treasurer is hereby authorized and directed to appoint one or more depositories as he or she may deem desirable and the provisions of Section 7 relating to payments and redemption notices to owners of the Bonds may be modified to comply with the policies and procedures of such depository. The City will not have any responsibility or obligation to any purchaser of a beneficial ownership interest in any Bonds or to any participants in such a depository with respect to (i) the accuracy of any records maintained by such securities depository or any participant therein; (ii) any notice that is permitted or required to be given to the owners of the Bonds under this Resolution; (iii) the selection by such securities depository or any participant therein of any person to receive payment in the event of a partial redemption of the Bonds; (iv) the payment by such securities depository or any participant therein of any amount with respect to the principal or redemption premium, if any, or interest due with respect to the Bonds; (v) any consent given or other action taken by such securities depository as the owner of the Bonds; or (vi) any other matter.

The City Treasurer is hereby also authorized and directed to appoint one or more agents as he or she may deem necessary or desirable. To the extent permitted by applicable law and

under the supervision of the City Treasurer, such agents may serve as paying agent, fiscal agent, or escrow agent or registrar for the Bonds or may assist the City Treasurer in performing any or all of such functions and such other duties as the City Treasurer shall determine. Such agents shall serve under such terms and conditions as the City Treasurer shall determine. The City Treasurer may remove or replace agents appointed pursuant to this paragraph at any time.

Section 11. Defeasance Provisions. Payment of all or any portion of the Bonds may be provided for prior to maturity by irrevocably depositing with the City Treasurer (or any commercial bank or trust company designated by the City Treasurer to act as escrow agent with respect thereto):

(a) An amount of cash equal to the principal amount of all of such Bonds or portion thereof, and all unpaid interest thereon to maturity, except that in the case of Bonds which are to be redeemed prior to maturity and in respect of which notice of such redemption shall have been given as provided in Section 7 hereof or an irrevocable election to give such notice shall have been made by the City, the amount to be deposited shall be the principal amount thereof, all unpaid interest thereon to the redemption date, and any premium due on such redemption date; or

(b) Defeasance Securities (as herein defined) not subject to call, maturing and paying interest at such times and in such amounts, together with cash, if required, as will, without reinvestment, as certified by an independent certified public accountant, be fully sufficient to pay the principal and all unpaid interest to maturity, or to the redemption date, as the case may be, and any premium due, on the Bonds to be paid or redeemed, as such principal and interest come due; provided, that, in the case of the Bonds which are to be redeemed prior to maturity, notice of such redemption shall be given as provided in Section 7 hereof or an irrevocable election to give such notice shall have been made by the City;

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then, all obligations of the City with respect to said outstanding Bonds shall cease and terminate, except only the obligation of the City to pay or cause to be paid from the funds deposited pursuant to paragraphs (a) or (b) of this Section 11, to the owners of said Bonds all sums due with respect thereto; provided, that the City shall have received an opinion of nationally recognized bond counsel, that provision for the payment of said Bonds has been made in accordance with this Section 11.

For purpose of this Section 11, "Defeasance Securities" shall mean any of the following which at the time are legal investments under the laws of the State of California for the moneys proposed to be invested therein:

(1) United States Obligations (as herein defined); and

(2) Pre-refunded fixed interest rate municipal obligations meeting the following conditions: (a) the municipal obligations are not subject to redemption prior to maturity, or the trustee has been given irrevocable instructions concerning their calling and redemption and the issuer has covenanted not to redeem such obligations other than as set forth in such instructions; (b) the municipal obligations are secured by cash and/or United States Obligations; (c) the principal of and interest on the United States Obligations (plus any cash in the escrow fund) are sufficient to meet the liabilities of the municipal obligations; (d) the United States Obligations serving as security for the municipal obligations are held by an escrow agent or trustee; (e) the United States Obligations are not available to satisfy any other claims, including those against the trustee or escrow agent; and (f) the municipal obligations are rated "AAA" by S&P and "Aaa" by Moody's.

For purposes of this Section 11, "United States Obligations" shall mean direct and general obligations of the United States of America, or obligations that are unconditionally guaranteed as to principal and interest by the United States of America, including without

limitation, the interest component of Resolution Funding Corporation (REFCORP) bonds which have been stripped by request to the Federal Reserve Bank of New York in book-entry form.

Section 12. Official Notice of Sale. The form of proposed Official Notice of Sale inviting bids for the Bonds (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-7 and which is hereby declared to be a part of this Resolution as if fully set forth herein), is hereby approved and adopted as the Official Notice of Sale inviting bids for the Bonds with such changes, additions and completions as may be made in accordance with Section 18 hereof. The Clerk of the Board of Supervisors is hereby authorized and directed to cause the Official Notice of Sale to be published once, no later than five (5) days before the initial sale date of the Bonds as designated by the Director of Public Finance, and thereafter as may be necessary or desirable, in a newspaper published and circulated in the City or such other newspaper as the City may designate.

The Director of Public Finance is hereby authorized and directed to determine a date for the sale of the Bonds, and the Finance Committee of the Board of Supervisors is hereby authorized to award the Bonds to the bidder whose bid represents the lowest true interest cost to the City, all in accordance with the procedures described in the Notice of Sale. Sealed proposals shall be received by the Clerk of the Board of Supervisors on the sale date designated by the Director of Public Finance. The Director of Public Finance is hereby authorized and directed to cause to be mailed to prospective bidders for the Bonds copies of said Official Notice of Sale, subject to such corrections, revisions or additions as may be acceptable to the Director of Public Finance.

The Director of Finance may provide, concurrently with the issuance and delivery of the Bonds to the purchaser or purchasers thereof, a certificate setting forth the definitive terms of the Bonds pursuant to Section 7 hereof and as to the disposition of any proceeds of the Bonds, including any premium thereon.

Section 13. Publication of Notice of Intention to Sell Bonds. The form of proposed Notice of Intention to Sell Bonds (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-9 and which is hereby declared to be a part of this Resolution as if fully set forth herein), is hereby approved and adopted as the Notice of Intention to Sell Bonds, and the Clerk of the Board of Supervisors is hereby authorized and directed to cause said Notice of Intention to Sell Bonds, subject to such corrections, revisions or additions as may be made in accordance with Section 18 hereof, to be published once at least fifteen (15) days before the date of sale in The Bond Buyer, or a financial publication generally circulated throughout the State of California.

Section 14. Solicitation of Competitive Bids. This Board of Supervisors hereby authorizes the solicitation of competitive bids for the purchase of the Bonds 1997C8B"on the date and at the place determined in accordance with the Official Notice of Sale herein referenced.

Section 15. Official Statement. The form of proposed Official Statement describing the Bonds (the "Official Statement") (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 170-97-9 and which is hereby declared to be a part of this Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved and adopted as the Official Statement describing the Bonds, with such additions, corrections and revisions as may be determined to be necessary or desirable made in accordance with Section 18 hereof. The Controller of the City (the "Controller") is hereby authorized to cause the distribution of a Preliminary Official Statement deemed final for purposes of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended, and to sign a certificate to that effect. The Controller is further hereby authorized and directed to sign the final Official Statement. The Director of Public Finance is hereby authorized and directed to cause to be printed and mailed to prospective bidders for the Bonds copies of the Official Statement in substantially the form of

the Preliminary Official Statement approved and adopted hereby, as supplemented, corrected or revised.

Section 16. Tax Covenant. (a) The City hereby covenants that the City will not make any use of the proceeds of the Bonds or any other funds of the City which would cause the Bonds to be: (i) "arbitrage bonds," the interest on which will be subject to inclusion in gross income for purposes of federal income taxation by reason of Section 148 of the Internal Revenue Code of 1986, as amended (herein called the "Code"); (ii) "private activity bonds," the interest on which will be subject to inclusion in gross income for purposes of federal income taxation by reason of Section 141(a) of the Code; or, (iii) obligations the interest on which will be subject to inclusion in gross income for purposes of federal income taxation because they are "federally guaranteed" as provided in Section 149(b) of the Code; and to that end the City, with respect to the proceeds of the Bonds, will comply with all requirements of such sections of the Code and all regulations of the United States Department of Treasury issued thereunder to the extent that such requirements are, at the time, applicable and in effect, and will comply with the provisions of the Tax and Non-Arbitrage Certificate to be entered into by the City, dated the date of issuance of the Bonds, as originally executed and as it may be amended from time to time (herein called the "Tax Certificate").

(b) In furtherance of the covenants of the City set forth above, this Board of Supervisors will cause the Controller and the City Treasurer and all other appropriate City officials to comply with the Tax Certificate.

Section 17 Continuing Disclosure Certificate. The form of Continuing Disclosure Certificate issued by the City to permit the original purchasers of the Bonds to comply with Securities and Exchange Commission Rule 15c2-12 promulgated under the Securities Exchange Act of 1934, as amended (a copy of which is on file with the Clerk of the Board of Supervisors in File No. 98-1252 and which is hereby declared to be a part of this

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Resolution as if fully set forth herein) submitted to the Board of Supervisors is hereby approved and adopted as the Continuing Disclosure Certificate, with such additions, corrections and revisions as may be determined to be necessary or desirable made in accordance with Section 18 hereof. The Controller is hereby authorized and directed to enter into the Continuing Disclosure Certificate on behalf of the City.

Section 18. Modification to Documents. Any City official authorized by this Resolution to execute any document is hereby further authorized, in consultation with the City Attorney, to approve and make such changes, additions, amendments or modifications to the document or documents such official is authorized to execute as may be necessary or advisable (provided that such changes, additions, amendments or modifications shall not authorize an aggregate principal amount of Series 1998D Bonds in excess of $11,000,000 or conflict with the provisions of Section 3 hereof). The approval of any change, addition, amendment or modification to any of the aforementioned documents shall be evidenced conclusively by the execution and delivery of the document in question.

Section 19. Ratification. All actions heretofore taken by officials, employees and agents of the City with respect to the sale and issuance of the Bonds are hereby approved, confirmed and ratified.

Section 20. Relationship to Authorizing Resolutions. In the event of any conflict between this Resolution and the Authorizing Resolution, the terms of this Resolution shall control.

Section 21. Reimbursement. The City hereby declares its official intent to reimburse prior expenditures of the City incurred prior to the issuance and sale of the Bonds in connection with the projects to be financed by the Bonds.

Section 22. General Authority. The Clerk of the Board of Supervisors, the Finance Committee of the Board of Supervisors, the Mayor, the City Treasurer, the Director of Public

Finance, the City Attorney and the Controller are each hereby authorized and directed in the name and on behalf of the City to take any and all steps and to issue and deliver any and all certificates, requisitions, agreements, notices, consents, and other documents, including but not limited to letters of representations to any depository or depositories which they or any of them might deem necessary or appropriate in order to consummate the lawful issuance, sale and delivery of the Bonds

APPROVED AS TO FORM:

LOUISE H. RENNE
City Attorney

By: _____
DAVE ANGELO SANCHEZ
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1252

AUG 28 1998
Date Approved

Mayor

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8/12/98 - As amended in Committee.

FILE NO. 98-1279 RESOLUTION NO. 679-98

[Proposition J Certification]

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT INTAKE AND SHELTER SERVICES TO STATUS OFFENDERS CAN BE PRACTICALLY PERFORMED BY PRIVATE CONTRACTOR FOR LOWER COST THAN SIMILAR WORK SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES; RETROACTIVE TO JULY 1, 1998.

/12/98
lb

WHEREAS, The electorate of the City and County of San Francisco passed Proposition "J" in November 1976, adding Section 8.300-1 to the Charter allowing City departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and

WHEREAS, The San Francisco Juvenile Probation Department seeks to renew a contract with Huckleberry Youth Program a San Francisco non-profit youth serving agency and wishes to contract for intake and shelter service to status offenders, and

WHEREAS, the Controller has certified that said services will be performed at lower cost to the City and County than by employees of the City and County; now, therefore, be it

RESOLVED, That this Board Of Supervisors hereby concurs with the Controller's certification and approves that the Juvenile Probation Department may contract for intake and shelter services to status offenders for fiscal year 1998-99; retroactive to July 1, 1998.

12/98
b

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1279

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1338 RESOLUTION NO. 680-98

[ACCEPTANCE OF GIFT]

AUTHORIZING THE DIRECTOR OF THE RECREATION AND PARK DEPARTMENT TO ACCEPT, ON BEHALF OF THAT DEPARTMENT, A GIFT OF VOLUNTEER LABOR SERVICES, INCLUDING THE COST OF EQUIPMENT AND MATERIALS, VALUED IN EXCESS OF $5000.00 FROM THE CARPENTERS LOCAL 22, CARPENTERS LOCAL 2236, GLAZIERS LOCAL 718, PLUMBERS LOCAL 38, MILLWRIGHTS LOCAL 102, PAINTERS LOCAL 4 (DISTRICT COUNCIL 8) AND THE SAN FRANCISCO BUILDING AND CONSTRUCTION TRADES COUNCIL TO REPAIR THE CONSERVATORY OF FLOWERS UNDER THE COORDINATION AND DIRECTION OF THE RECREATION AND PARK DEPARTMENT.

WHEREAS, The San Francisco Conservatory of Flowers opened in 1879 and is the oldest building in Golden Gate Park; and,

WHEREAS, The Conservatory of Flowers is one of San Francisco's most treasured landmarks and houses important and valuable botanical collections including rare high altitude orchids; and,

WHEREAS, The Conservatory of Flowers was damaged by storms in the past few years; and

WHEREAS, The Conservatory of Flowers currently has significant structural deficiencies which, in the absence of seismic strengthening, pose substantial safety risks; and

WHEREAS, The Conservatory of Flowers is closed to the public due to such storm damage and structural deficiencies; and,

WHEREAS, Several fundraising efforts are proceeding to fully restore the Conservatory of Flowers Building; and

WHEREAS, Until such time that restoration can occur, the plant collection housed within the Conservatory of Flowers is in jeopardy of serious damage or destruction; and

WHEREAS, The Carpenters Local 22, Carpenters Local 2236, Glaziers Local 718, Plumbers Local 38 and the San Francisco Building and Construction Trades Council have graciously offered to make the following necessary interim repairs of the building in order to protect the plant collection: (1) to repair the glazing in growing houses #1 and #2, (2) to repair the vents in the main Conservatory and growing houses #1 and #2, (3) to remove and use parts of the fiberglass on the lathhouse roof and sides as temporary roofing for the Bromeliad house, and (4) to repair and/or replace heating elements in the west wing and dome room; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the Director of the Recreation and Park Department to accept, on behalf of that department, a gift of volunteer labor services, including the cost of equipment and materials, valued in excess of $5000.00 from the Carpenters Local 22, Carpenters Local 2236, Glaziers Local 718, Plumbers Local 38, Millwrights Local 102, Painters Local 4 (District Council 8) and the San Francisco Building and Construction Trades Council to repair the Conservatory of Flowers under the coordination and direction of the Recreation and Park Department.

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1338

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1343 RESOLUTION NO. 681-98

COMMENDING BARBARA BROOTEN FOR HER YEARS OF SERVICE TO THE CITY AND COUNTY OF SAN FRANCISCO AND AND HEREBY PROCLAIMING AUGUST 21, 1998 AS "BARBARA BROOTEN DAY" IN SAN FRANCISCO.

WHEREAS, Barbara Brooten has worked for the City and County of San Francisco for over 20 years, the majority of which time she spent as a supervisor of Probation Officers in the Adult Probation Department; and

WHEREAS, As a result of her working experiences, Barbara Brooten conceived of the idea of forming a separate unit of probation officers who would supervise all of the Department's domestic violence cases, in an attempt to establish consistent, unified approach to the unique problems presented by these offenders; and

WHEREAS, Barbara Brooten worked tirelessly to convince the Department to create this new unit, including devoting her own time to doing the extensive field work necessary to establish the unit's new procedures and protocols, finally culminating in the establishment of the San Francisco Probation Department Domestic Violence Unit in May 1996; and

WHEREAS, After a stellar career, Barbara Brooten will retire from the City and County of San Francisco on August 21, 1998; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby commends Barbara Brooten for her years of service to the City and County of San Francisco and hereby proclaims August 21, 1998 as "Barbara Brooten Day" in San Francisco.

SUPERVISOR KAUFMAN, BIERMAN, MEDINA, NEWSOM

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1343

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1344 RESOLUTION NO. 682-98

[Commending John Marks]

COMMENDING JOHN MARKS FOR BEING SELECTED TO RECEIVE THE 1998 KEY AWARD FOR OUTSTANDING ACHIEVEMENTS AND LEADERSHIP IN THE ASSOCIATION MANAGEMENT PROFESSION

WHEREAS, John Marks was appointed president and CEO of the San Francisco Convention and Visitors Bureau in 1987; and,

WHEREAS, Prior to that appointment, John Marks was president and CEO of the Phoenix & Valley of the Sun Convention & Visitors Bureau; and,

WHEREAS, John Marks has also held posts as chief executive of the Arizona Office of Tourism, the Scottsdale Chamber of Commerce, and on the staff of the San Francisco Chamber of Commerce; and,

WHEREAS, John Marks is Vice Chairman of the Board of Trustees of Golden Gate University, a member of the Board of Directors of the San Francisco Zoological Society, Co-chairman of the San Francisco Super Bowl Task Force, and is a life director of the annual Fiesta Bowl in Phoenix, Arizona; and,

WHEREAS, The American Society of Association Executives has selected John Marks to receive the 1998 Key Award for outstanding achievements and leadership in the association management profession; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends John Marks for being selected to receive the 1998 Key Award for outstanding achievements and leadership in the association management profession; and, be it

FURTHER RESOLVED, That the Clerk of the Board transmit a copy of this resolution to the San Francisco Convention and Visitors Bureau.

SUPERVISOR LENO KAUFMAN, YAKI, AMMIANO, BIERMAN, BROWN, KATZ, MEDINA, NEWSOM

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1344

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1345 RESOLUTION NO. 683-98

[Credit Union Membership Access Act]

COMMENDING THE UNITED STATES CONGRESS FOR PASSING THE CREDIT UNION MEMBERSHIP ACCESS ACT

WHEREAS, On February 25, 1998 in National Credit Union v. First National Bank and Trust, the United State Supreme Court restricted the eligibility of credit union members to customers who belong to one employer or community; and,

WHEREAS, Because of their tax-exempt status, credit unions are able to charge less for checking accounts, loans, and other services and to offer investments with higher returns; and,

WHEREAS, On August 4, 1998 Congress passed the Credit Union Membership Access Act; and,

WHEREAS, The Credit Union Membership Access Act will allow credit unions to include more than one employer's workers in their memberships; and,

WHEREAS, The Credit Union Membership Access Act will provide low-cost credit union service to millions of employees of small businesses; and,

WHEREAS, The Credit Union Membership Access Act will also expand the availability of financial services to small communities and under served neighborhoods; and,

WHEREAS, The Credit Union Membership Access Act is on file with the Clerk of the Board of Supervisors in File No. 98-1345 ; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the United States Congress for passing the Credit Union Membership Access Act; and, be it

SUPERVISOR LENO, BIERMAN, BROWN, MEDINA
BOARD OF SUPERVISORS

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor, with a request that he transmit copies to the delegation from California in Congress.

SUPERVISOR LENO
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1345

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1346 RESOLUTION NO. 684-98

[Commending AIDS Research License Plate]

RECOGNIZING AND COMMENDING SENATOR JOHN BURTON AND THE LEGISLATURE OF THE STATE OF CALIFORNIA FOR PASSAGE OF S.B. 844, THE AIDS RESEARCH LICENSE PLATE MEASURE.

WHEREAS, The AIDS crisis has not abated and requires continual efforts to battle the social, fiscal, and personal impacts of the disease; and,

WHEREAS, Ongoing medical research on the prevention and cure of AIDS is a powerful tool to battle the disease; and,

WHEREAS, Specially issued license plates are a viable way to raise funds for public needs such as AIDS research funding; and,

WHEREAS, San Francisco Supervisors sponsored a unanimously supported resolution urging the State Legislature to enact issuance authority for an AIDS research license plate; and,

WHEREAS, Senator John Burton sponsored S.B. 844, the AIDS research license plate measure, in response to the Supervisor's resolution; and,

WHEREAS, S.B. 844 has passed both the Assembly and the Senate by overwhelming majorities; now, therefore, be it

RESOLVED, That the City and County of San Francisco recognizes and commends Senator John Burton and the California State Legislature for their work on behalf of making an AIDS research license plate a reality; and, be it

FURTHER RESOLVED that a copy of this legislation be forwarded to the California State Legislature.

SUPERVISOR GAVIN NEWSOM KAUFMAN, YAKI, BIERMAN, BROWN, AMMIANO, KATZ, MEDINA

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1346

AUG 28 1998
Date Approved

Mayor

DOCUMENTS DEPT.
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FILE NO. 98-1352 RESOLUTION NO. 685-98

[Appointments]
APPOINTING MEMBERS TO THE SHOPPING CART TASK FORCE; AND MAKING FINDINGS WAIVING RESIDENCY REQUIREMENT.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as a member of the Shopping Cart Task Force, pursuant to Resolution No. 357-98, for the term specified:

Mara Raider (Seat 6 - Coalition of Homelessness), term to expire October 28, 1998.

Jerome Reid (Seat 7 - Coalition of Homelessness), term to expire October 28, 1998.

Jerry Waller (Seat 2 - Lucky Stores, Inc.), term to expire October 28, 1998.

Rebecca Philbert (Seat 3 - Safeway Stores, Inc.), term to expire October 28, 1998.

and, be it

FURTHER RESOLVED, That Section 4.101 of the City Charter requires that persons appointed to boards, commissions and advisory bodies established by legislative act of the Board of Supervisors be residents of the City and County of San Francisco, and further provides that the Board of Supervisors may waive the residency requirements upon certain findings being made; and, be it

FURTHER RESOLVED, That the Board of Supervisors makes the following findings:

1. The membership of the Shopping Cart Task Force is required to include one representative of Lucky Stores, Inc.

2. Applicant Jerry Waller, who is not a resident of San Francisco, is the Loss Prevention Manager for Lucky Stores, Inc. and has been in retail loss prevention for 15 years.

3. The membership of the Shopping Cart Task Force is also required to include one representative of Safeway Stores, Inc.

4. Applicant Rebecca Philbert, who is not a resident of San Francisco, is a District Manager of Safeway Stores, Inc.

5. The Rules Committee has certified that Jerry Waller and Rebecca Philbert are uniquely qualified to serve as the designees of Lucky Stores, and Safeway Stores on the Shopping Cart Task Force.

6. After exercising due diligence, the Board of Supervisors concludes that there are no other possible applicants who are residents of San Francisco and who have the experience, skills or qualifications possessed by these applicants, and who are willing to serve on the Task Force; and, be it

FURTHER RESOLVED, That the Board of Supervisors, therefore, waives the residency requirements of Section 4.101 of the City Charter for Jerry Waller, and Rebecca Philbert, as allowed in cases where no qualified City residents willing to serve can be found.

RULES COMMITTEE

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Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1352

AUG 28 1998

Date Approved

Mayor

FILE NO. 98-1357 RESOLUTION NO. 686-98

[Appointments]

APPOINTING MEMBERS TO THE CITY-WIDE ALCOHOLISM ADVISORY BOARD.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the City-Wide Alcoholism Advisory Board, pursuant to the provisions of the California Health and Safety Code, Section 11805, for the terms specified:

E. Lucille Ramstetter, succeeding herself (Seat 20607 – must have professional, research, or personal interest in alcoholism), term expired July 1, 1998, for a new three-year term ending July 1, 2001.

Leon Winston, succeeding himself (Seat 20610 – must have professional research, or personal interest in alcoholism), term expired July 1, 1998, for a new three-year term ending July 1, 2001.

James Matter, succeeding Harold T. West (Seat 20615 – must have professional, research, or personal interest in alcoholism), term expired July 1, 1998, for a new three-year term ending July 1, 2001.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1357

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1358 RESOLUTION NO. 687-98

[Appointment]

NOMINATING MEMBER FOR APPOINTMENT BY THE MAYOR TO THE CITIZENS ADVISORY COMMITTEE ON ELECTIONS.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby nominate the hereinafter designated person for appointment by the Mayor to the San Francisco Citizens Advisory Committee on Elections, pursuant to the provisions of the San Francisco Administrative Code, Section 5.81 for the term specified:

Joan Lewis, succeeding Gail Morthole (Seat 30102), term expired May 15, 1998, for a new four year term ending May 15, 2002.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1358

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1387 RESOLUTION NO. 688-98

OC

[Commending Sergeant Susan Roth]

COMMENDING SERGEANT SUSAN ROTH UPON HER SELECTION AS "MY FAVORITE COP" FOR AUGUST 1998.

WHEREAS, Sergeant Susan Roth has shown outstanding dedication to the community throughout her career with the San Francisco Police Department; and,

WHEREAS, Sergeant Roth, currently assigned to the Southern Station, has served many communities throughout San Francisco since 1984; and,

WHEREAS, She has been actively involved in the communities in which she has served, including the Ingleside, Potrero, Mission and Castro neighborhoods; and,

WHEREAS, She has been highly praised by San Francisco residents for her compassion, understanding and expertise; and,

WHEREAS, Sergeant Roth has served as a bicycle beat officer, a plain clothes officer, and a field training sergeant; now, therefore, be it,

RESOLVED, That the San Francisco Board of Supervisors commends Sergeant Susan Roth on her selection as "My Favorite Cop" for August 1998.

BOARD OF SUPERVISORS

Supervisor Leslie R. Katz

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1387

AUG 28 1998

Date Approved

Mayor

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FILE NO. 98-1388 RESOLUTION NO. 689-98

[Commending Officers Michael Androvich and Moses Gala]

COMMENDING MICHAEL ANDROVICH, BADGE NO. 893, AND MOSES GALA, BADGE NO. 899, UPON THEIR SELECTION AS "MY FAVORITE COPS" FOR JULY 1998.

WHEREAS, Officers Michael Androvich and Moses Gala have shown outstanding dedication to the community throughout their careers with the San Francisco Police Department; and,

WHEREAS, Officers Androvich and Gala are currently assigned to an elite unit at the Ingleside Station; and,

WHEREAS, They are responsible for making over 200 felony arrests and 150 misdemeanor arrests, and recovered 25 stolen vehicles and 50 weapons last year; and,

WHEREAS, Both officers have received numerous commendations, including Medals of Valor for Bravery, for their calm and professional responses in crisis situations; and,

WHEREAS, Officers Androvich and Gala are native San Franciscans who have served our community well; now, therefore, be it,

RESOLVED, That the San Francisco Board of Supervisors commends Officer Michael Androvich and Officer Moses Gala on their selection as "My Favorite Cops" for July 1998.

BOARD OF SUPERVISORS Supervisor Leslie R. Katz

Adopted - Board of Supervisors, San Francisco August 17, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1388

AUG 28 1998

Date Approved

Mayor

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FILE NO. 98-1186 RESOLUTION NO. 690-98

Healthy Cities Project

SUPPORTING THE SAN FRANCISCO HEALTHY CITIES: CHIPPS SENIOR INJURY PREVENTION COLLABORATIVE PROJECT.

WHEREAS, The City and County of San Francisco was officially designated as a California Healthy City on December 1,1993; and,

WHEREAS, Ongoing public, private and non-profit collaborative planning efforts have been dedicated to improving community outreach and education regarding the importance of preventing injury to seniors; and,

WHEREAS, The Department of Public Health is applying to renew its Healthy City designation by continuing to expand the CHIPPS project's multi-sectoral community organizing efforts as a model for injury prevention; and,

WHEREAS, The San Francisco Commission on the Aging, under the new San Francisco Senior Services plan, has funded the first six of ten planned Senior Centrals, to provide for public and private collaboration to plan and coordinate culturally and linguistically appropriate senior services at the neighborhood level throughout San Francisco; and,

WHEREAS, The Department of Public Health, the Commission on the Aging, and the Senior Centrals are committed to integrating injury prevention education and service delivery into the collaborative community organizing effort; and,

WHEREAS, The intent of the Healthy City focus for San Francisco is to develop and implement culturally and linguistically appropriate health promotion strategies and explore creative avenues for community involvement and leadership to enhance the community's capacity to address injury prevention needs; and,

WHEREAS, The mission of the California Healthy Cities Project is to improve the health status of California residents by increasing the use of the Healthy Cities model for the promotion of health by local leaders, professionals, and residents within communities throughout the State; and,

WHEREAS, The Health Commission passed Resolution 26-98 on July 7, 1998 supporting San Francisco's fifth year renewal designation as a California Healthy City, now, therefore, be it

RESOLVED, That the Board of Supervisors supports the application by the Department of Public Health to the California Healthy Cities Project for renewal of San Francisco's designation as a California Healthy City, through its continued development of the Healthy Cities: CHIPPS Senior Injury Prevention Collaborative Project.

RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

APPROVED:

Health Commission

Department of Health

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1186

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1247 RESOLUTION NO. 691-98

[Contract]

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH, POPULATION HEALTH AND PREVENTION DIVISION, TO ENTER INTO A SUBCONTRACT IN THE AMOUNT OF $12,203 WITH THE NORTHERN CALIFORNIA CANCER CENTER, THE PRIMARY CONTRACTOR, TO PARTICIPATE IN A PROJECT TO IMPROVE PAP SMEAR FOLLOW-UP IN A HIGH-RISK UNDERSERVED POPULATION AND WHICH INCLUDES INDEMNIFICATION, BINDING ARBITRATION, AND RIGHTS IN DATA CLAUSES AND WHICH DOES NOT INCLUDE PATENT INFRINGEMENT INDEMNIFICATION AND FALSE CLAIMS CLAUSES; RETROACTIVE TO MARCH 1, 1998; WAIVING INDIRECT COSTS.

WHEREAS, The Northern California Cancer Center has received funds through the National Cancer Institute, Department of Health and Human Services, for a project entitled: Cancer Screening, Managed Care & the Underserved, including a strategy to improve pap smear follow-up in a high risk underserved population; and

WHEREAS, The Northern California Cancer Center, as the primary contractor, has requested the that the San Francisco City and County Department of Public Health, enter into a subcontract to participate in this project; and

WHEREAS, The subcontract specifies that Dr. Darzmola Cabral-Evins, Population Health and Prevention Division, Community Health and Safety Services, Community Health Epidemiology, participates in this project by developing a strategy to improve pap smear follow-up in a high risk underserved population during the term of the subcontract; and;

WHEREAS, The Northern California Cancer Center has agreed to reimburse the San Francisco City and County Department of Public Health in the amount of $12,203 under the terms of this subcontract; and

WHEREAS, As a condition of receiving the funds, the Northern California Cancer Center requires the City to enter into an agreement (the "Agreement"), a copy of which is on file with the Clerk of the Board of Supervisors in File No. 98-1247; and

WHEREAS, The Northern California Cancer Center has indicated that it will not agree to any modification to the form of the Agreement; and,

WHEREAS, The Agreement contains certain provisions described below, which require the approval of the Board of Supervisors; and,

WHEREAS, The Agreement does not contain certain provisions described below, which are required under the Administrative Code unless waived by the Board of Supervisors; and,

WHEREAS, The Northern California Cancer Center does not allow for indirect costs for this subcontract; and

WHEREAS, the Board of Supervisors desires to authorize the Department of Public Health, on behalf of the City, to enter into the agreement in order to receive and expend the funds for this and any future years; now, therefore, be it

RESOLVED, That the San Francisco City and County Department of Public Health is hereby authorized to enter into a subcontract in the amount of $12,203 with The Northern California Cancer Center, the Primary Contractor, to improve pap smear follow-up in a high risk underserved population; retroactive to March 1, 1998; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby approves the provision in the Agreement pursuant to which the City indemnifies The Northern California Cancer Center; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby approves the provision in the Agreement pursuant to which the City agrees to submit all claims arising out of the Agreement to binding arbitration; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby approves the provision in the Agreement pursuant to which the City agrees to grant a royalty-free and nonexclusive license for the use of data developed inder the contract; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Sections 6.21 and 21.19 of the Administrative Code that the Agreement include an indemnification of the City by The Northern California Cancer Center for the infringement of patent rights; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby waives the requirement contained in Section 6.57(c) of the Administrative Code that the Agreement include a paragraph reciting the false claim provisions contained in Section 6.57(a) of the Administrative Code; and, be it

FURTHER RESOLVED, That the Board of Supervisors authorizes the Department of Public Health to enter into similar agreements with the Northern California Cancer Center if the contract is renewed.

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RECOMMENDED:

Mitchell Katz, M.D.
Director of Health

APPROVED:

Sandy Orugo Mori
Health Commission

Department of Public Health

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1247

AUG 28 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 98-1248 RESOLUTION NO. 692-98

[Authorization to Indemnify]

AUTHORIZING THE CITY, ACTING THROUGH ITS COMMISSION ON AGING AND DEPARTMENT OF PUBLIC HEALTH, TO ENTER INTO AN AGREEMENT INDEMNIFYING AND HOLDING HARMLESS THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

WHEREAS, The City, acting through its Department of Public Health, has had a long-standing agreement (the "Agreement") with the Regents of the University of California (the "University") to provide clinical training to students of the Berkeley Campus in the Schools of Public Health, Nutrition/Dietetics, Social Welfare, Optometry; and the Department of Nutritional Sciences, a copy of which is on file with the Clerk of the Board of Supervisors; and

WHEREAS, Under the second paragraph of Section 25 of the Agreement, the City has agreed to defend, indemnify and hold the University harmless from and against any and all claims to the extent that such claims are caused by or are the result of the negligent or intentional acts or omissions of the Department of Public Health; and

WHEREAS, The University and the Commission on Aging (the "Commission") have negotiated the First Amendment ("First Amendment") to the Agreement, a copy of which is on file with the clerk of the Board of Supervisors, under which the Commission will also be able to provide clinical training opportunities to students of the University; and

WHEREAS, At the request of the University, the First Amendment includes a provision adding the Commission to the second paragraph of Section 25 of the Agreement so that the City shall defend, indemnify and hold the University harmless from and against any and all claims to the extent that such claims are caused by or are the result of the negligent or intentional acts or omissions of the Commission, its officers, agents, trainees or employees; and

WHEREAS, The Commission recommends that the Board of Supervisors approve the enlargment of the indemnification and hold harmless provision in the second paragraph of Section 25 of the Agreement to cover the conduct of the Commission, its officers, agents, trainees or employees; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the Commission on Aging and the Department of Public Health to execute on behalf of the City and County of San Francisco the First Amendment to the Agreement which adds the Commission to the above-mentioned indemnification and hold harmless provision.

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1248

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1255 RESOLUTION NO. 693-98

[Used oil Recycling Grant]

AUTHORIZING THE CITY ADMINISTRATOR TO ACCEPT AND EXPEND UP TO $514,897.00 IN OIL RECYCLING GRANT FUNDING FROM THE CALIFORNIA INTEGRATED WASTE MANAGEMENT BOARD; WAIVING INDIRECT COSTS.

WHEREAS, the people of the State of California have enacted the California Oil Recycling Enhancement Act that provides funds to cities and counties for establishing and maintaining local used oil collection programs that encourage recycling or appropriate disposal of used oil; and,

WHEREAS, the California Integrated Waste Management Board (CIWMB) was delegated the responsibility to administer the program within the state and set up procedures governing application by cities and counties under the program; and,

WHEREAS, the City has entered into an agreement with the State of California for development of the oil recycling project; and,

WHEREAS, it is in the interest of San Francisco citizens to establish and implement waste diversion and separation programs to prevent the disposal of hazardous waste, including used motor oil, in solid waste landfills or in the sewage system; and,

WHEREAS, the City has increased the options to recycle and/or appropriately dispose of used oil in San Francisco and the City intends to further expand this program to provide more service to the citizens of San Francisco; and,

WHEREAS, the CIWMB does not allow for the inclusion of indirect cost: now, therefore be it

RESOLVED, that the Board of Supervisors hereby authorizes the City Administrator to accept and expend Used Oil Recycling Grant funding from the CIWMB for up to $514,897.00; and, be it

FURTHER RESOLVED, that the City Administrator is hereby authorized and empowered to execute in the name of the City and County of San Francisco all necessary applications, and amendments to secure grant funds; and, be it

FURTHER RESOLVED, that the Board of Supervisors hereby waive indirect costs as they are not allowed by the Funder.

RECOMMENDED

William L. Lee
City Administrator

for Willie L. Brown, Jr.
Mayor

for Edward Harrington
Controller

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1255

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1268 RESOLUTION NO. 694-98

CONFIRMING REPORT OF DELINQUENT CHARGES FOR REFUSE COLLECTION SERVICES AND NUISANCE REMOVAL COSTS SUBMITTED BY THE DIRECTOR OF PUBLIC HEALTH AS MODIFIED TO THE DATE OF ADOPTION OF THIS RESOLUTION, AND CREATING SPECIAL ASSESSMENTS AND LIENS BASED THEREON.

Resolved, That after public hearing on August 24, 1998 of any and all objections to the report of the Director of Public Health date August 21, 1998 to the date of adoption hereof, on delinquent charges for refuse collection and nuisance removal services paid for the City and County on behalf of specified property owners, as provided for in part II, Chapter V of the San Francisco Municipal Code (Health Code), Section 97.2 through 97.3, and sections 191.11 through 291.12, this Board does hereby confirm said report and assessment of costs incurred as modified, and as shown on report on file in the office of the Clerk of the Board of Supervisors, File No. 98-1268 and by reference made a part hereof; and be it.

FURTHER RESOLVED, That the clerk of the Board be and he is hereby directed to transmit a certified copy of this resolution and its attached report to the Tax Collector who shall cause the amount of said assessment in each case to be added to the next regular bill for taxes levied against the property, with a clear notation thereof on said bill.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1268

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1273 RESOLUTION NO. 695-98

[Emergency Custody of Juvenile Ward of the Court]

AUTHORIZING THE CHIEF PROBATION OFFICER OF THE JUVENILE PROBATION DEPARTMENT TO RENEW A CONTRACT WITH THE CALIFORNIA YOUTH AUTHORITY FOR EMERGENCY CUSTODY OF A JUVENILE WARD OF THE COURT FROM THE COUNTY OF SAN FRANCISCO; PROVIDING FOR RATIFICATION OF ACTIONS PREVIOUSLY TAKEN.

WHEREAS, from time to time, the Juvenile Court may determine that emergency custody of a minor is required as can be provided at a Youth Authority facility; and

WHEREAS, after the Juvenile Court has determined that a person is eligible for emergency custody in the Youth Authority; and

WHEREAS, the California Youth Authority has agreed to provide emergency custody of a Juvenile ward of the Court; and

WHEREAS, the term of this contract shall be from July 1, 1998 to June 30, 1999; and

WHEREAS, the county agrees to reimburse CYA an amount not to exceed $2700.00 per month or $10,000.00 for the fiscal period above, which shall be paid for from the Probation Services Division Maintenance of Minors Appropriation within the budget of the Juvenile Probation Department; and

WHEREAS, the Juvenile Probation Commission reviewed and approved the resolution on July 8, 1998, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby approves Resolution No. 695-98, authorizing the Chief Probation Officer to renew a contract with the California Youth Authority for such services for the period July 1, 1997 to June 30, 1998, said contract subject to review and extension by the Juvenile Probation Commission; and be it

FURTHER RESOLVED, that although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED: Jesse E. Williams, Jr. — Chief Probation Officer — Date 6/26/98

APPROVED: Anna Shimko, President, Juvenile Probation Commission — Date 7/8/98

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1273

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1274 RESOLUTION NO. 696-98

[Diagnostic and Treatment Services of Juvenile Ward of the Court]

AUTHORIZING THE CHIEF PROBATION OFFICER OF THE JUVENILE PROBATION DEPARTMENT TO RENEW A CONTRACT WITH THE CALIFORNIA YOUTH AUTHORITY FOR DIAGNOSTIC AND TREATMENT SERVICES AND TEMPORARY DETENTION NOT TO EXCEED 90 DAYS; PROVIDING FOR RATIFICATION OF ACTIONS PREVIOUSLY TAKEN.

WHEREAS, from time to time, the Juvenile Court may determine that proper disposition of a case requires diagnosis and treatment at a Youth Authority facility; and

WHEREAS, after the Juvenile Court has determined that a juvenile ward of the Court is eligible for temporary detention and maximum observation not to exceed 90 days; and

WHEREAS, the California Youth Authority has agreed to provide temporary detention of a Juvenile ward of the Court for diagnostic and treatment services not to exceed 90 days; and

WHEREAS, the term of this contract shall be from July 1, 1998 to June 30, 1999; and

WHEREAS, the county agrees to reimburse CYA an amount not to exceed $3300.00 per month and $35,000 for the year, for each juvenile ward referred and authorized by the Juvenile Court only which shall be paid for from the Probation Services Division Maintenance of Minors Appropriation within the budget of the Juvenile Probation Department; and

WHEREAS, the Juvenile Probation Commission reviewed and approved the resolution on July 8, 1998, now, therefore, be it

RESOLVED, that the Board of Supervisors hereby approves Resolution No. 696-98, authorizing the Chief Probation Officer to renew a contract with the California Youth Authority for Juvenile Court referrals only for the period July 1, 1997 to June 30, 1998, said contract subject to review and extension by the Juvenile Probation Commission; and be it

FURTHER RESOLVED, that although the City has incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED: Jesse E. Williams, Jr. — Date 6/26/98
Jesse E. Williams, Jr.
Chief Probation Officer

APPROVED: Anna Shimko — Date 7/8/98
Anna Shimko, President
Juvenile Probation Commission

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1274

AUG 28 1998

Date Approved

Mayor

Amendment of the Whole in Board
8/24/98

FILE NO. 98-1278 RESOLUTION NO. 697-98

[Eminent Domain]

AUTHORIZING ACQUISITION OF LOTS 18, 35, 36, 37, 38, AND 69, COMMONLY KNOWN AS 860 HOWARD STREET, LOT 68 TOGETHER WITH THE IMPROVEMENTS THEREON AND COMMONLY KNOWN AS 1 HOLLAND COURT OR 325 MINNA STREET, AND LOT 70 TOGETHER WITH THE IMPROVEMENTS THEREON, COMMONLY KNOWN AS 150 FOURTH STREET, ALL IN SAN FRANCISCO ASSESSOR'S BLOCK 3724, BY EMINENT DOMAIN FOR THE MOSCONE CENTER EXPANSION PROJECT (THE "PROJECT"), AND TO ADOPT FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

RESOLVED, That the public interest and necessity require the acquisition by the City and County of San Francisco, a municipal corporation, of the following described real property and any and all improvements and fixtures thereon, situated in the City and County of San Francisco (the "Property"):

Block No.	Lot Nos.
3724	18, 35, 36, 37, 38, 68, 69, and 70

RESOLVED, That the City Planning Commission in adopting Resolution No. 14559 adopted March 12, 1998 found that the acquisition of the Property is in conformity with the General Plan and consistent with the Eight Priority Policies of City Planning Code Section 101.1.

RESOLVED, That the Board of Supervisors adopts as its own and incorporates by reference herein, as though fully set forth, the findings made by the City Planning Commission in its Resolution No. 14559 adopted March 12, 1998, that the acquisition of the

Property is in conformity with the General Plan and consistent with the Eight Priority Policies of City Planning Code Section 101.1.

RESOLVED, That the City Planning Commission, in adopting Resolution No. 14557 adopted March 12, 1998 found that under the guidelines of the California Environmental Quality Act, California Administrative Code Section 15308, the Project could not have a significant effect on the environment as shown in the analysis of the Negative Declaration, and affirmed the decision to issue a Negative Declaration as prepared by the Planning Department.

RESOLVED, That the Board of Supervisors has reviewed and considered the Negative Declaration, file number 96.099E, for the proposed construction of a new convention facility known as Moscone Center III, at Lots 18, 35, 36, 37, 38, 68, 69, and 70 in Assessor's Block 3724 and concurs with and adopts as its own and incorporates by reference herein, as though fully set forth, the findings made by the City Planning Commission in its Resolution No. 14557 adopted March 12, 1998, related to the appeal of the Negative Declaration.

RESOLVED, That the Property is suitable, adaptable, necessary and required for the public use of the City and County of San Francisco, to wit: The expansion of the Moscone Convention Center. The Project is planned and located in a manner that will be most compatible with the greatest public good and least private injury. Acquisition of fee title in the Property is necessary for the Project.

RESOLVED, That the use for which the Property is sought, namely, for the expansion

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of the Moscone Convention Center, is a more necessary public use than the use of a portion of Block 3724, Lot 70 by the University of California and the use of a portion of Block 3724, Lot 68 by the State of California Department of Corrections under Section 1240.610 of the California Code of Civil Procedure.

RESOLVED, That the City has made the offers as required by California Government Code Section 7267.2 to the owners of record of the Property.

RESOLVED, That as provided by Sections 37350.5, 37351, 37352, 37501, and 40404 of the California Government Code and Sections 1240.010, 1240.040, and 1240.610 of the California Code of Civil Procedure authorizing the City to acquire the Property by eminent domain, the City Attorney is hereby authorized and directed to commence proceedings in eminent domain against the owners of the Property and any and all interests therein or claims thereto for the condemnation thereof for the public use of the City and County of San Francisco; together with the authorization and direction to file any actions or comply with any legal procedures to obtain an order for immediate possession for all or a portion of the Property in conformity with existing or amended law; and be it

FURTHER RESOLVED, That the cost of acquiring the Property shall be paid from Appropriation No. DPW 250073 in an amount not to exceed $57,000,000 unless an additional certification is secured.

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RECOMMENDED:

See file for signature
Director
Department of Public Works

See file for signature
Director of Property

$57,000,000 Available

Controller
Appropriation No. DPW 250073

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Yaki Yee

Absent: Supervisor Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1278

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1281 RESOLUTION NO. 698-98

(Energy Conservation Grant)

AUTHORIZING THE GENERAL MANAGER OF THE PUBLIC UTILITIES COMMISSION TO APPLY FOR, ACCEPT AND EXPEND A GRANT OF $70,000 FROM THE U.S. DEPARTMENT OF ENERGY AND THE URBAN CONSORTIUM ENERGY TASK FORCE. (RATIFICATION OF ACTION PREVIOUSLY TAKEN)

WHEREAS, The United States Department of Energy, under a proposal of the Energy Task Force of the Urban Consortium for Technology Initiatives, has made funds available for energy management programs in large urban governments, and San Francisco has been a continuing participant in Consortium work; and,

WHEREAS, the Board of Supervisors has previously authorized both the Mayor's Office and the Bureau of Energy Conservation to apply for, accept and expend funds from the Urban Consortium for energy management activities (Board Resolutions #675-81, #881-82, #778-84, #849-85, #967-86, #39-88, #990-88, #898-89, #81-91, #929-92, #814-93, #853-94, #912-95, #1077-96 and #988-97); and,

WHEREAS, the City has prepared and approved an Energy Element to the Comprehensive Plan of the City and County of San Francisco which in part, calls for the estalishment of an energy management program for the City's municipal sector; and,

WHEREAS, the Bureau of Energy Conservation is working to assess the economic and technical merits of various programs to reduce energy operating costs to end users; and;

WHEREAS, the grant budget includes ~~$10,700 in indirect costs and $59,300~~ $70,000 for salaries and general operating expenses; now, be it

RESOLVED, that the General Manager of the Public Utilities Commission be authorized to apply for, accept and expend $70,000 in grant funding from the U.S. Department of Energy and the Urban Consortium (through its fiscal agent, the City of Chicago) to continue its energy management activities ; and be it

FURTHER RESOLVED, That although the City had to previously submit the grant application to meet a deadiline, yet incurred no legal obligation, the Board of Supervisors does hereby ratify the action previously taken.

RECOMMENDED:
Office of the Mayor

By _____
Willie L. Brown, Jr.

RECOMMENDED:
Office of the Controller

By _____
for Edward Harrington

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1281

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1284 RESOLUTION NO. 699-98

[Right-Of-Way Permit]

AUTHORIZING THE CITY AND COUNTY OF SAN FRANCISCO, ON BEHALF OF THE PUBLIC UTILITIES COMMISSION, TO EXECUTE A RIGHT-OF-WAY PERMIT TO CONSTRUCT, OPERATE AND MAINTAIN A SEWER OVERFLOW TUNNEL AND ASSOCIATED FACILITIES WITHIN THE BOUNDARIES OF THE GOLDEN GATE NATIONAL RECREATION AREA, A UNIT OF THE NATIONAL PARK SYSTEM, UNITED STATES DEPARTMENT OF INTERIOR.

WHEREAS, A Right-of-Way permit is required from the United States Department of Interior, National Park Service, on a long term easement for the operation of the Richmond Transport Facilities; and,

WHEREAS, The subject Right-of-Way permit is companion legislation to File No. 98-1285 ; and,

WHEREAS, The term of the subject Right-of-Way permit is fifty (50) years and the associated cost is $508,709; and,

WHEREAS, The Public Utilities Commission, pursuant to Public Utilities Commission Resolution No. 98-0194, and the Director of Property have approved the terms and conditions of the subject Right-of-Way permit; now, therefore, be it

RESOLVED, That this Board hereby approves and authorizes the Director of Property to execute the Right-of-Way permit with the National Park Service, for the purpose of

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operating and maintaining the Richmond Transport Facilities within the easement area specified in the permit.

FUNDS AVAILABLE:
Appropriation No. CENCHPRC7955
By: EDWARD HARRINGTON
Controller

RECOMMENDED:
PUBLIC UTILITIES COMMISSION
By: Anson B. Moran by
ANSON B. MORAN
General Manager

RECOMMENDED:
DEPARTMENT OF REAL ESTATE
By: ANTHONY J. DELUCCHI
Director of Property

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney
By: T. Buchner
Deputy City Attorney

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Leno Medina Newsom
Yaki Yee

Absent: Supervisors Katz Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1284

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1285 RESOLUTION NO. 700-98

[SETTLEMENT OF UNLITIGATED CLAIM]

AUTHORIZING SETTLEMENT OF UNLITIGATED CLAIM OF THE UNITED STATES DEPARTMENT OF INTERIOR, NATIONAL PARK SERVICE AGAINST THE CITY AND COUNTY OF SAN FRANCISCO FOR A TOTAL SETTLEMENT OF $508,709.

WHEREAS, On December 9, 1996, the National Park Service filed a claim against the City and County of San Francisco for specified damages allegedly resulting from a sewer failure and erosion occurring on December 11, 1995 in the Seacliff area of San Francisco; and

WHEREAS, The Public Utilities Department and the National Park Services have worked cooperatively to complete the Richmond Transport Project, to restore Lobos Creek areas that were effected by the construction project and the events of December 11, 1995, and to resolve all outstanding issues between the two agencies with regard to this project; and

WHEREAS, The department proposes to pay to the National Park Service and its cooperating association, the Golden Gate National Parks Association, a total of $508,709, of which $208,092 would be for payment for City obligations incurred as conditions of the Richmond Transport Project construction permit and environmental impact mitigation, and $300,617 would be compensation for damages to National Park Service property caused by the sewer failure; and

WHEREAS, As consideration for this payment, the National Park Service will fully release the City from any and all liability arising from the Richmond Transport Project and the December 11, 1995 Seacliff incident; now, therefore, be it

RESOLVED, That the City Attorney is hereby authorized to settle the unlitigated claim filed by the National Park Service by payment of $508,709, consisting of $208,092 for

completion of the Richmond Transport Project permit requirements and $300,617 for damage restoration costs

APPROVED AS TO FORM:
LOUISE H. RENNE, City Attorney

By: JOHN S. RODDY
Deputy City Attorney

RECOMMENDED:
PUBLIC UTILITIES COMMISSION

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Leno Medina Newsom
Yaki Yee

Absent: Supervisors Katz Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1285

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1289 RESOLUTION NO. 701-98

AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF STATE GRANT FUNDS BY THE SAN FRANCISCO DEPARTMENT OF PUBLIC HEALTH FOR 1998-99

WHEREAS, The San Francisco Administrative Code requires City departments to obtain Board of Supervisors' approval in order to accept or expend any grant funds (Section 10.170 et seq.); and

WHEREAS, The Board of Supervisors provided in Section 11.1 of the administrative provisions of the 1998-99 Annual Appropriation Ordinance that approval of recurring grant funds contained in departmental budget submissions and approved in the 98-99 budget are deemed to meet the requirements of the San Francisco Administrative Code regarding grant approvals; and

WHEREAS, The agencies of the State of California that provide grant funds to the San Francisco Department of Public Health require the Department to provide documentation of the Board's approval of their grant funds (State Administrative Manual Section 1208.2 (a)), and

WHEREAS, The City's budget for 1998-99 does not list each State grant but contains two aggregate items, one indicating all Federal and one all State grant funds; and

WHEREAS, The Department of Public Health has prepared a document entitled "Schedule A" that lists each grant provided by the State for 1998-99, the State agency that provides the grant, and the indirect costs of each grant, which is included in the Board of Supervisors file No. 98-1289 ; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby approves the acceptance and expenditure by the San Francisco Department of Public Health of the State of California grants listed in Schedule A for 1998-99

RECOMMENDED:

Mitchell H. Katz, M.D.
Director of Health

APPROVED:

Health Commission

Public Health

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1289

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1290 RESOLUTION NO. 702-98

AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO ACCEPT AND EXPEND RETROACTIVELY A GRANT ALLOCATION OF UP TO $9,150,401 FOR FISCAL YEAR 1998-99 FUNDING FROM THE STATE DEPARTMENT OF HEALTH SERVICES FOR CALIFORNIA HEALTHCARE FOR INDIGENTS PROGRAM (CHIP) FUNDS FOR MEDICAL SERVICES TO INDIGENT PERSONS, PROFESSIONAL SERVICES, MEDICAL SERVICES CONTRACTS, MATERIALS AND SUPPLIES, FACILITIES RENTAL, PERSONAL SERVICES, AND INDIRECT COSTS IN THE AMOUNT OF $61,210, BASED ON 14.1% OF ADMINISTRATIVE AND FISCAL INTERMEDIARY COSTS.

WHEREAS, The State of California passed the Tobacco Tax and Health Protection Act of 1988 (Proposition 99) and its implementing legislation, including Assembly Bill 75 (Isenberg), and Assembly Bill 99 (Isenberg), and Assembly Bill 3487 (Katz); and

WHEREAS, This act and legislation makes monies available to counties to reimburse hospitals, physicians, and other providers for uncompensated care cost, for making capital improvements, and for implementing data systems, and

WHEREAS, These funds have been anticipated and are reflected in the FY 1998-99 Annual Appropriation Ordinance; and

WHEREAS, A significant part of this funding is to implement the California Healthcare for Indigents Program (CHIP) with its attendant funding; and

WHEREAS, A percentage of these CHIP funds are allowed for administrative and indirect costs; and

WHEREAS, Receipt of such funding requires a written application from the County Board of Supervisors, along with the provision of a number of assurances concerning use of such funds; and

WHEREAS, Receipt of such funds will begin following approval of the application by the State and authorization by the County Board of Supervisors and the Mayor to accept and expend such funds;

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors does hereby authorize the Department of Public Health to accept and expend retroactively California Healthcare for Indigent Program funds for Fiscal Year 1998-99 for up to $9,150,401 that includes indirect costs in the amount of $61,210, based on 14.1% of administrative and fiscal intermediary costs, set forth in Board of Supervisors' file number 98-1290 and incorporated herein by reference, between the governing body of the City and County of San Francisco and the State Department of Health Services.

RECOMMENDED:

Controller's Office

Mayor's Office

Mitchell H. Katz, M.D.
Director of Health

APPROVED:

Health Commission

Department of Public Health

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1290

AUG 28 1998

Date Approved

Mayor

FILE NO. 98-1304 RESOLUTION NO. 703-98

[Treasure Island Development Authority]

EXTENDING THE CITY'S PROGRAM OF SELF-INSURANCE TO THE ACTIVITIES OF THE TREASURE ISLAND DEVELOPMENT AUTHORITY.

WHEREAS, On May 2, 1997, the Board of Supervisors passed Resolution No. 380-97, authorizing the Mayor's Treasure Island Project Office to establish a nonprofit public benefit corporation known as the Treasure Island Development Authority (the "Authority") to act as a single entity focused on the planning, redevelopment, reconstruction, rehabilitation, reuse and conversion of former Naval Station Treasure Island (the "Base") for the public interest, convenience, welfare and common benefit of the inhabitants of the City and County of San Francisco; and,

WHEREAS, The California legislature enacted the Treasure Island Conversion Act of 1997 (the "Act") which consolidates the powers essential to the reuse of the Base in the Authority by vesting in it both redevelopment authority over the Base and, with respect to those portions of the Base which are subject to the public trust for commerce, navigation and fisheries (the "Tidelands Trust"), the authority to administer the Tidelands Trust; and,

WHEREAS, The Board of Supervisors approved the designation of the Authority as a redevelopment agency with powers over Treasure Island in Resolution No. 43-98, dated February 6, 1998; and,

WHEREAS, The assets, property and income of the Authority are held in trust for the public benefit of the City and County of San Francisco; and,

WHEREAS, Because the Authority is subject to the budget and fiscal provisions of the City's Charter, all revenues of the Authority shall be maintained in accounts established by the City's Controller and Treasurer and shall be subject to appropriation by the Board of Supervisors; and,

WHEREAS, In order to foster conversion of the Base to civilian reuse prior to final conveyance of the Base from the Navy to the Authority, it will be necessary for the Authority to lease portions of the Base from the Navy; and,

WHEREAS, The Navy's leases for Treasure Island include certain insurance requirements; and,

WHEREAS, The City maintains a program of self-insurance that covers the types of risks identified in the Navy's insurance requirements; and

WHEREAS, in order to lease property on the Base from the Navy, either the City's program of self-insurance must be extended to the activities of the Authority, or the revenues of the Authority will have to be used to purchase private policies of insurance; now, therefore, be it

RESOLVED, That the Board of Supervisors hereby agrees to extend the City's program of self-insurance to all of the activities of the Authority related to the planning, redevelopment, reconstruction, rehabilitation, reuse and conversion of the Base, and to the Authority's officers, directors, agents or employees, including, without limitation, self insurance coverage necessary to

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satisfy any specific insurance coverage requirements imposed by the Navy as condition to leasing property on the Base and approved by the City's Risk Manager; and, be it

FURTHER RESOLVED, That the Authority is hereby directed to require all subtenants of property on the Base, other than City departments, to carry insurance coverage that meets or exceeds the level of insurance coverage required by the Navy in any master lease for such property, and that such insurance shall name the City and the Authority as additional insureds; and, be it

FURTHER RESOLVED; That nothing in this resolution shall preclude the City's Risk Manager from arranging for the purchase of private policies of insurance to cover as primary insurance any or all of the risks to be covered herein by the City's self-insurance coverage, provided such insurance can be obtained at a reasonable cost and the City's controller certifies that funds are available to purchase such policies.

Recommended:

Annemarie Conroy
Executive Director
Treasure Island Development
Authority Project Office

Mayor Willie L. Brown, Jr.
BOARD OF SUPERVISORS

n:\wpchrol\mcohen\mayor\treasure\cohen\seifna.res

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1304

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1321 RESOLUTION NO. 704-98

[Sewer Emergency]

APPROVING THE EXPENDITURE OF FUNDS FOR THE EMERGENCY WORK TO DEMOLISH AND REMOVE THE COLLAPSED ROOF COVER OF SEWPCP DIGESTER NO. 5.

WHEREAS, In December 1997, the Bureau of Water Pollution Control of the Public Utilities Commission identified an emergency condition at the Southeast Water Pollution Control Plant's Digester No. 5; and,

WHEREAS, The digester roof cover had collapsed, causing an infestation of mosquitoes which became a nuisance to neighboring communities, and immediate demolition and removal of the roof cover was required to protect the health and welfare of the Citizens of San Francisco; and,

WHEREAS, The Bureau of Water Pollution Control and the Bureau of Engineering provided the design for Contract No. CW-169E, "SEWPCP Digester No. 5 Roof Cover Demolition"; and,

WHEREAS, The Contractor, A. Ruiz Construction Co. began the emergency work on February 18, 1998 and completed it on March 9, 1998; and,

WHEREAS, Because this was an emergency contract, HRC subcontracting goals were not established by the HRC Contract Compliance Officer assigned to monitor the Clean Water Repair and Replacement Program; and,

WHEREAS, The cost of the work is $182,573.00. Funds are available from the R&R Fund (5C/CPF/R&R, FAMIS Project No. CENRNRR915 (Job Order No. 1464N) and FAMIS Project No. CENRNRR951 (Job Order No. 1572N)); and,

WHEREAS, The Public Utilities Commission, in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, declared the existence of an emergency; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds for the emergency work to demolish and remove the collapsed roof cover of the Southeast Water Pollution Control Plant's Digester No. 5.

Public Utilities Commission
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-1321

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1332 RESOLUTION NO. AMENDMENT OF THE WHOLE 8/18/98 705-98

[Mission Bay Street Vacation]

DECLARING THE INTENTION OF THE BOARD OF SUPERVISORS TO VACATE CERTAIN STREET AREAS WITHIN MISSION BAY; SETTING THE HEARING DATE FOR ALL PERSONS INTERESTED IN THE PROPOSED VACATION OF THE STREET AREAS; AND ADOPTING FINDINGS THAT THE VACATION IS CONSISTENT WITH THE CITY'S GENERAL PLAN AND EIGHT PRIORITY POLICIES OF CITY PLANNING CODE SECTION 101.1.

WHEREAS, The vacation of certain street areas within Mission Bay is contemplated by and is necessary to fulfill the purposes of (i) the proposed Redevelopment Plans for the Mission Bay North Redevelopment Project and the Mission Bay South Redevelopment Project (the "Plans"), drafts of which are on file with the Clerk of the Board of Supervisors in File No. 98-1332, and the proposed Interagency Cooperation Agreements between the City and the Redevelopment Agency of the City and County contemplated by the Plans (the "Interagency Cooperation Agreements"), (ii) the Mission Bay City Land Transfer Agreement (the "CLTA"), executed by the City and Catellus Development Corporation ("Catellus"), and approved pursuant to Ordinance No. 53-92, as it is proposed to be amended consistent with the Plans (the "Amended CLTA"), (iii) the Mission Bay Port Land Transfer Agreement (the "PLTA"), executed by the City and Catellus and approved pursuant to Ordinance No. 52-92, as it is proposed to be amended consistent with the Plans (the "Amended PLTA"), and (iv) the proposed Land Donation Agreement between the City and The Regents of the University of California (the "UCSF Land Donation Agreement"), for the donation of approximately 13 acres of City-owned land for a new campus, consistent with the proposed Redevelopment Plan for the Mission Bay South Redevelopment Project; and,

WHEREAS, The general location and extent of such street areas to be vacated (collectively, the "Street Areas") are described as follows:

1. Illinois Street between Merrimac Street and Sixteenth Street;
2. El Dorado Street east of Illinois Street;
3. Alameda Street west of Illinois Street;
4. Portions of Illinois Street between Sixteenth Street and Mariposa Street;
5. Portion of Louisiana Street adjacent to Terry Francois Boulevard;
6. Portions of Fourth Street between Third Street and Louisiana Street;
7. Merrimac Street west of Illinois Street;
8. Illinois Street between Merrimac Street and Fourth Street;
9. Portion of Fourth Street north of Mission Rock Street;
10. Portion of Hubbell Street between Third Street and Fourth Street;
11. Portion of Berry Street between Third Street and Fourth Street;
12. Fifth Street between Townsend Street and King Street;
13. Jewett Street between Fourth Street and Fifth Street;
14. Portion of Berry Street between Fifth Street and Sixth Street;
15. Sixth Street between Berry Street and Channel Street;
16. Portion of Berry Street between Fourth Street and Fifth Street;
17. Fifth Street between Berry Street and Channel Street;
18. King Street between Sixth Street and Seventh Street;
19. Portion of Berry Street between Sixth Street and Seventh Street;
20. Sixth Street south of Townsend Street;
21. Portion of King Street east of Sixth Street;
22. Portion of Owens Street west of Sixth Street;
23. Portions of Owens Street between Channel Street and Sixteenth Street;
24. Portions of Sixth Street between Channel Street and Sixteenth Street;
25. Pennsylvania Avenue between Sixteenth Street and Seventh Street;

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26. Sixth Street between Sixteenth Street and former Tennessee Street; and

27. Portion of Mission Rock Street east of Fourth Street; and,

WHEREAS, The Street Areas are shown in the Department of Public Works' SUR Map Nos. 998, 1098, 1198, 1298, 1398, 1498, 1598, 1698, 1798, 1898, 1998 and 2098, dated August 7, 1998, and are more particularly described in the legal descriptions attached to such maps, copies of such maps and legal descriptions are on file with the Clerk of the Board of Supervisors in File No. 98-1332; and,

WHEREAS, Although Mission Rock Street is not a dedicated or accepted City street, a portion of such street (No. 27 above) is included in this vacation proceeding in order for the City to fulfill its obligations to Catellus with respect to the condition of title to such property pursuant to the Amended PLTA and the Amended CLTA; and,

WHEREAS, Subject to the reservations and conditions specified in this resolution below, all of the Street Areas are unnecessary for present or prospective public use; and,

WHEREAS, The public convenience and necessity require that the City reserve and except from the vacation of the Street Areas solely the following: the non-exclusive easement and right (or license) for the benefit of Pacific Bell and PG&E, in, upon, and over those certain portions of the Street Areas in which their respective in-place and functioning facilities are located as described in the maps on file with the Clerk of the Board of Supervisors under File No. 98-1332, to the extent necessary to maintain, operate, repair and remove such existing lines of pipe, conduits, cables, wires, poles, and other convenient structures, equipment and fixtures for the operation of existing gas pipelines, telegraphic, telecommunication and telephone lines, and existing street lighting facilities, and existing facilities for the transportation or distribution of electric energy, and reasonable access to the foregoing facilities for the purposes set forth above; and,

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WHEREAS, The public convenience and necessity further require: that any reserved or excepted easements or licenses for existing utilities described in the preceding paragraph shall be terminated upon the earliest of (i) the termination of any applicable easement, license or similar agreement entered into with Pacific Bell or PG&E pursuant to its terms, (ii) the City's acceptance of a new dedicated public street (or streets) in place of any of the Street Areas in which such existing utilities are located or (iii) the determination by the City's Director of Public Works that (A) reasonable alternative utility service has been provided to the areas served by such utilities for the period of service needed or (B) the areas served by the utilities no longer require such service (as may be evidenced by written notice of the owners being served that such service is no longer required); and that any new public utilities shall be placed in the new dedicated street pursuant to then applicable franchise rights or other applicable requirements of controlling state or federal statutes, consistent with the applicable infrastructure plan under the applicable Interagency Cooperation Agreement or otherwise in locations and on terms and conditions reasonably satisfactory to the City's Director of Property, the Director of Public Works, and where appropriate, the Executive Director of the Port Commission, including without limitation, the location, term, width, scope, access rights and maintenance rights of the new utilities; and,

WHEREAS, Any removal or relocation of a utility for which an easement or license has been reserved or excepted herein for the benefit of any party shall be performed at no cost or expense to the City, including its Port, provided that nothing herein shall be deemed to preclude any future owner of the Street Areas from charging a third party for or otherwise causing a third party to bear the costs of such relocation where such charge or cost is otherwise permitted by law; and,

WHEREAS, The public convenience and necessity require that in connection with the Initial Closing as defined in and determined under the Amended CLTA, the City shall receive

grants of non-exclusive easements from Catellus for existing in-place City utilities, the reason for which will arise due to the vacation of the Street Areas, such easements to be in the form and on such terms as provided in Section 5.1.3.1 of the Amended CLTA; and,

WHEREAS, Except as specifically provided above, the public convenience and necessity require no easements or other rights be reserved for any public utility facilities that are in place in the Street Areas and that any rights based upon any such public utility facilities be extinguished; and,

WHEREAS, The vacation of the Street Areas shall be subject to the following grants of private rights of access on or before the effective date of the vacation as provided herein: (i) in connection with the Initial Closing as defined in and determined in accordance with the Amended CLTA, the City shall receive grants of non-exclusive interim easements from Catellus, in, upon, over and across portions of the Street Areas shown on the map(s) on file with the Clerk of the Board of Supervisors under File No. 98-1332, for pedestrian and vehicular access to other properties, (ii) in connection with the donation of property by the City to the Regents pursuant to the UCSF Land Donation Agreement and the vacation of the portion of Sixth Street between Channel and Sixteenth Streets described herein, the City shall receive a grant of a non-exclusive interim right of access from The Regents (or reserve an easement from its donation of land to The Regents) on the terms and conditions described in the UCSF Land Donation Agreement; (iii) in connection with the Initial Closing as defined in and determined in accordance with the Amended CLTA, the City shall grant to Catellus the non-exclusive interim easement for the benefit of Catellus and its agents, tenants and licensees in, upon, over and across portions of the Street Areas shown on the map(s) on file with the Clerk of the Board of Supervisors under File No. 98-1332, for access to certain of Catellus' other properties in Mission Bay South, pursuant to the terms and conditions of Section 5.1.3.1 of the Amended CLTA, (iv) the City and Catellus shall grant to

the owner of the property described as 1900 Third Street, a non-exclusive license in, upon, over and across certain property as described in the license agreement on file with the Clerk of the Board in File No. 98-1332, for access to its property, on the terms and conditions of the proposed Access License between the City, Catellus Development Corporation and 1900 Third Street Associates on file with the Clerk of the Board of Supervisors in File No. 98-1332, (v) the City, through its Port Commission, shall grant interim non-exclusive access for its houseboat tenants over that portion of Sixth Street south of the Channel shown on the map(s) on file with the Clerk of the Board of Supervisors in File No. 98-1332 until such time as an alternative means of access is provided in accordance with the Redevelopment Plan for the Mission Bay South Redevelopment Project, and (vi) with respect to certain portions of the Street Areas described as Nos. 22 and 24 above and shown on the map on file with the Clerk of the Board of Supervisors in File No. 98-1332, the City or Catellus shall grant to Caltrans an interim license, on mutually acceptable terms and conditions, for a private right of access over such portions of such Street Areas in order to reconstruct, repair, retrofit, operate, maintain and inspect highway facilities on Caltrans' adjoining right of way; and,

WHEREAS, On August 4, 1998, the Director of City Planning sent a letter, a copy of which is on file with the Clerk of the Board of Supervisors in File No. 98-1332, wherein the Director found that the proposed vacation of the Street Areas is consistent with the City's General Plan, including the street vacation criteria set forth in the Urban Design Element, and with the Eight Priority Policies of City Planning Code Section 101.1, as the General Plan is proposed to be amended in accordance with the documents on file with the Clerk of the Board of Supervisors in File No. 98-1332; and,

WHEREAS, Before approving the vacation of the Street Areas, the Board of Supervisors will consider the information contained in the Final Subsequent Environmental

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SEP 15 1998
SAN FRANCISCO

Impact Report and make any findings required by the California Environmental Quality Act; and,

WHEREAS, Section 787(a) of the San Francisco Public Works Code provides that the City and County will follow the procedure for vacating streets set forth in State law in the Streets and Highways Code and such rules and conditions as are adopted by the Board of Supervisors; now, therefore, be it

RESOLVED, That under Section 8320 of the California Streets and Highway Code, the Board of Supervisors hereby declares that it intends to order the vacation of the Street Areas, as described in the maps and legal descriptions referred to above on file with the Clerk of the Board of Supervisors in File No. 98-1332; and, be it

FURTHER RESOLVED, That the vacation of the Street Areas shall be conditioned upon and shall not become effective until (i) as to such Street Areas located outside of the jurisdiction of the Port Commission, the occurrence of the Initial Closing under the proposed Amended CLTA, (ii) as to such Street Areas located within the jurisdiction of the Port Commission, the occurrence of the Closing under the proposed Amended PLTA, which is intended to occur simultaneously with the Initial Closing under the Amended CLTA, (iii) as to those Street Areas that are affected, the grants of private rights of access as are specified above in this resolution, (iv) with respect to the Street Area described as a portion of Berry Street between Fourth Street and Fifth Street (No. 16 above), Caltrans' approval of necessary lane and turn modifications consistent with the infrastructure plan needed to implement the proposed Redevelopment Plan for the Mission Bay North Project Area, and (v) with respect to the Street Areas described as King Street between Sixth Street and Seventh Street and Sixth Street south of Townsend Street (Nos. 18 and 20 above), approval by the Joint Powers Board and the California Public Utilities Commission of a new grade crossing at or about Hooper Street consistent with the infrastructure plan needed to implement the proposed Plans, and

immediately upon the satisfaction of the conditions contained in (i) and (ii) above the Clerk of the Board of Supervisors and the Director of Property shall be authorized and the Clerk shall be directed to record (or cause to be recorded) a certified copy of the Ordinance ordering such vacation as provided in Section 8325(a) of the California Streets and Highways Code, and thereupon such vacation shall be effective without any further action by the Board of Supervisors; and, be it

FURTHER RESOLVED, That the vacation proceeding of the Street Areas is conducted under the general vacation procedures of the Public Streets, Highways and Service Easements Vacation Law (Streets and Highway Code Section 8320 et seq.); and, be it

FURTHER RESOLVED, That notice is hereby given that on the nineteenth (19th) day of October, 1998, beginning at 3:00 p.m. in the Legislative Chambers of the Board of Supervisors, all persons interested in or objecting to the proposed vacation will be heard, and, be it

FURTHER RESOLVED, That the San Francisco Board of Supervisors adopts as its own and incorporates by reference herein as though fully set forth, the findings in the Director of Planning's letter referred to above, finding that the proposed vacation of the Street Areas is in conformity with proposed amendments to the General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1; and, be it

FURTHER RESOLVED, That the Board of Supervisors directs the Clerk of the Board to transmit to the Department of Public Works a certified copy of this resolution, and the Board of Supervisors urges the Director of Public Works to publish or post this resolution

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promptly in the manner required by law and to give notice of the hearing of such contemplated action in the manner required by law.

RECOMMENDED:

Anthony J. DeLucchi
Director of Property

Mark Primeau
Director of Public Works

Douglas F. Wong
Executive Director
Port of San Francisco

DESCRIPTIONS APPROVED/CHECKED:

Harlan Kelly
City Engineer

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Leno Medina Yaki Yee

Excused: Supervisor Newsom

Absent: Supervisors Katz Kaufman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1332

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1363 RESOLUTION NO. 706-98

(Approval of Hold Harmless Agreement)

AUTHORIZING THE PORT OF SAN FRANCISCO TO HOLD THE CITY OF VALLEJO HARMLESS FROM ALL CLAIMS ARISING FROM A COOPERATIVE AGREEMENT FOR CONSTRUCTION OF A NEW PUBLIC FERRY TERMINAL AT PIER 43, FISHERMANS' WHARF

WHEREAS, Charter Section B3.581 empowers the San Francisco Port Commission with the power and duty to use, conduct, maintain, manage, regulate and control the Port area of San Francisco; and

WHEREAS, The City of Vallejo's ferry program is one of the most successful programs on San Francisco Bay with a fleet of two high speed catamarans and a third conventional vessel providing service between Vallejo, downtown San Francisco and Pier 39; and

WHEREAS, To accommodate its growing ferry fleet, the City of Vallejo secured $1.6 million in funding from the Federal Highway Administration and $400,000 from the California Transportation Commission for the construction of a public ferry terminal at Pier 43, Fishermans' Wharf; and

WHEREAS, The City of Vallejo has proposed that once the terminal is designed and constructed, the Port of San Francisco will take over the ownership, maintenance and operation of the terminal; and

WHEREAS, The City of Vallejo and the Port have negotiated a "Cooperative Agreement" governing the terms of each party in the design, construction and management of the public ferry

Supervisors Yaki, Medina
SAN FRANCISCO PORT COMMISSION

BOARD OF SUPERVISORS

terminal at Pier 43. A copy of the Cooperative Agreement is on file with the Clerk of the Board of Supervisors in File No 98-1363 ; and

WHEREAS, The Cooperative Agreement includes an indemnity clause requiring the Port to hold harmless the City of Vallejo as provided below:

> The Port of San Francisco shall indemnify and hold harmless the City of Vallejo, its officers, officials, directors, employees, agents and volunteers from and against all claims, damages, losses and expenses including attorneys fees arising out of the construction and implementation of the Project described herein, caused in whole or in part by an negligent actor omission of the Port of San Francisco, any contractor or subcontractor, anyone directly or indirectly employed by any of them for whose acts any of them may be liable, except where caused by the active negligence, sole negligence or willful misconduct of the City of Vallejo."

WHEREAS, On June 9,1998, by Resolution the San Francisco Port Commission approved the Cooperative Agreement pending approval of the indemnification provision by the San Francisco Board of Supervisors A copy of Resolution 98-52 is on file with the Clerk of the Board of Supervisors in File No. 98-1363 ; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors hereby authorizes the Port of San Francisco to agree to hold the City of Vallejo harmless from all claims arising out of or connected to the construction and management of the public ferry terminal at Pier 43, pursuant to the Cooperative Agreement executed by the Port Director, as authorized by the San Francisco Port Commission.

SAN FRANCISCO PORT COMMISSION

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Leno Medina Newsom
Yaki Yee

Absent: Supervisors Katz Kaufman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1363

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1383 RESOLUTION NO. 707-98

[Oppose H.R. 3177 and S. 1482 - Internet Filtering Act and Communications Decency Act II]

OPPOSING H.R. 3177 (INTERNET FILTERING ACT) AND S. 1482 (COMMUNICATIONS DECENCY ACT II).

WHEREAS, H.R. 3177 (Internet Filtering Act), introduced by Representative Franks in the United States House of Representatives, and S. 1482 (Communications Decency Act II), introduced by Senator Coats in the United States Senate, would require schools and libraries to install Internet filtering software in order to receive federal funding for Internet connection; and,

WHEREAS, These acts violate the First Amendment right to free speech and unfairly target the gay and lesbian community; and,

WHEREAS, The filters target the words "gay" and "lesbian" and block access to websites containing those word regardless of their content; and,

WHEREAS, Many of the sites that would be blocked are gay and lesbian support sites, such as the Gay Lesbian Straight Education Network (GLSEN), Parents and Friends of Lesbians and Gays (PFLAG) and the National Center for Lesbian Rights (NCLR), to name a few; and,

WHEREAS, Many gay, lesbian, bisexual, transgendered and questioning youth access these sites for guidance and assurance, to find other people who are in similar situations and to learn out about resources in their area; and,

WHEREAS, Many youth do not have access to the Internet in their homes and can only access websites at school or in the library; and,

WHEREAS, The Internet filtering software not only blocks gay and lesbian sites but also unintentionally blocks other sites of an educational nature, such as sites about breast cancer because they contain the word "breast"; now, therefore, be it,

BOARD OF SUPERVISORS

Supervisor Leslie R. Katz, Ammiano, Leno, Medina, Bierman, Yaki

RESOLVED, That the San Francisco Board of Supervisors opposes H.R. 3177 (Internet Filtering Act) and S. 1482 (Communications Decency Act II).

BOARD OF SUPERVISORS

Supervisor Leslie R. Katz

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1383

AUG 28 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 98-1384 RESOLUTION NO. 708-98

(GRANT - FEDERAL FUNDS)
AUTHORIZING AIRPORT COMMISSION TO ACCEPT AND EXPEND A FUNDING INCREASE FROM $360,000 TO $708,000 OR SUBSEQUENT INCREASES FROM THE FEDERAL AVIATION ADMINISTRATION FOR THE K-9 EXPLOSIVES DETECTION TEAM PROGRAM

WHEREAS, the Airport utilizes canine ("K-9") animals to detect explosives at the Airport; and

WHEREAS, the SFPD-Airport Bureau K-9 Explosives Detection Team responds to bomb threats at other Bay Area airports and other municipalities; and

WHEREAS, the SFPD-Airport Bureau K-9 Explosives Detection Team Program incurs expenses for handler salaries, handler overtime, handler uniforms (laundry), K-9 food, K-9 veterinary care (medications), K-9 kenneling, vehicles, vehicle care and maintenance, handler training/travel, and explosive training/travel; and

WHEREAS, Airport staff has signed a Cooperative Agreement with the Federal Aviation Administration ("FAA") office of Civil Aviation Security Operations providing for reimbursement for the SFPD-Airport Bureau K-9 Explosives Detection Team Program expenses incurred during the time period March 23, 1997 to September 30, 1998;

WHEREAS, Airport staff has received notification from the FAA increasing the Cooperative Agreement for the FAA Canine Reimbursement Program from $360,000 to $708,000 and may receive additional increases for the time period of March 23, 1997 to September 30, 1998; now, therefore, be it

RESOLVED, that this Board of Supervisors does hereby authorize the Airport to accept and expend additional FAA reimbursements for the SFPD-Airport Bureau K-9 Explosives Detection Team Program.

Approved:

Controller
Grant Division

Mayor

BOARD OF SUPERVISORS
Supervisors Kaufman, Ammiano, Medina

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1384

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1385 RESOLUTION NO. 709-98

[Earned Income Tax Credit Program]

URGING THE CALIFORNIA STATE LEGISLATION TO PROMOTE THE FEDERAL EARNED INCOME TAX CREDIT PROGRAM

WHEREAS, The federal Earned Income Tax Credit program is a special tax benefit for low- and moderate-income workers; and,

WHEREAS, The earned income tax credit can make a difference in the budget of families earning less than $29,290 by providing up to $3,656 as an income tax refund or a reduction in taxes owed; and,

WHEREAS, The County of Los Angeles recently conducted a study which demonstrated that the earned income tax credit is hugely underutilized by qualified low- and moderate-income workers; and,

WHEREAS, The Board of Supervisors of the City and County of San Francisco has requested that the Budget Analyst's office conduct a survey of low-income city contracted workers to determine the percentage of those eligible for the federal earned income tax credit; and,

WHEREAS, The Board of Supervisors of the City and County of San Francisco will use the results of the survey to design an educational campaign to increase awareness of the federal earned income tax credit among low- and moderate-income workers; and,

WHEREAS, Workers across the state would benefit from increased awareness of the federal earned income tax credit program; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the California Legislature and Governor Pete Wilson to promote the federal Earned Income Tax Credit program; and, be it

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor, with a request that he transmit copies to the delegation from San Francisco in the State Legislature, as well as Governor Pete Wilson, with a request they all take action necessary to achieve the objectives of this resolution.

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1385

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1386 RESOLUTION NO. 710-98

[Donation of Equipment]

URGING A DONATION OF THREE SURPLUS FIRE ENGINES TO THE CITY OF COCHABAMBA, BOLIVIA.

WHEREAS, The recent earthquake in Bolivia caused a major fire in the City of Cochabamba, Bolivia; and,

WHEREAS, Firefighting efforts in Cochabamba were hampered by the lack of necessary equipment; and,

WHEREAS, From time to time, the Fire Department retires fire engines from its fleet as it replaces them with new fire engines; and,

WHEREAS, The Board finds it to be in the City's best interests under Administrative Code Section 6.01(d) to donate three surplus fire engines to the City of Cochabamba, Bolivia; now, therefore, be it,

RESOLVED, That that the Board urges the Director of Administrative Services to make a donation by the City and County of San Francisco to the City of Cochambama, Bolivia, of three surplus fire engines; and be it

FURTHER RESOLVED, That if no surplus fire engines suitable for donation are on hand now, the Fire Chief is urged to identify the three fire engines to be donated in the future; and be it

FURTHER RESOLVED, That the Director of Administrative Services and the Fire Chief shall report the donation to the Board.

SUPERVISOR MEDINA, AMMIANO, BROWN, LENO, BIERMAN
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1386

AUG 28 1998
Date Approved

Mayor

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FILE NO. 98-1389 RESOLUTION NO. 711-98

[James Gabbert]

COMMENDING JAMES GABBERT FOR 41 YEARS OF LEADERSHIP IN SAN FRANCISCO'S RADIO AND TELECOMMUNICATIONS INDUSTRY.

WHEREAS, James Gabbert was born in Chico, California on February 7th, 1936, and studied Electrical Engineering at Stanford University; and,

WHEREAS, James Gabbert founded his first radio station, KPEN-FM, in 1957 with an investment of $2,000; and,

WHEREAS, James Gabbert changed the call letters of KPEN to K101, becoming the first radio station to integrate its call letters with its dial position, and increased its wattage from 1,000 to 125,000 watts and moved K101 to San Francisco; and,

WHEREAS, By 1979, James Gabbert had also acquired KSAY-AM, KIKI-AM, and KPIG-FM; and,

WHEREAS, James Gabbert sold his radio stations and bought San Francisco KEMO-TV channel 20 in 1980 and changed the call letters to KOFY in 1986; and,

WHEREAS, James Gabbert was approached by Warner Brothers in 1994 and asked to be the San Francisco Bay Area affiliate for the new Warner Brothers Television Network, and KOFY was renamed WB20 KOFY; and,

WHEREAS, James Gabbert was the first to bring a stereo TV broadcast to the Bay Area; and,

WHEREAS, Since June 18, 1995, WB20 KOFY has broadcast the annual San Francisco Lesbian, Gay, Bisexual, Transgender Pride Parade and Celebration; and,

WHEREAS. James Gabbert made a gift of 70 million dollars to the Trust for Public Land; and,

SUPERVISORS
MARK LENO, NEWSOM, KAUFMAN, BROWN, MEDINA, YAKI, BIERMAN
BOARD OF SUPERVISORS

WHEREAS, James Gabbert has been honored by The Gavin Report, Billboard Magazine, The California Broadcasting Association, and President John F. Kennedy; now, therefore, be it

RESOLVED, That the City and County of San Francisco Board of Supervisors commends James Gabbert for his leadership and service to the San Francisco radio and telecommunications industry.

MARK LENO
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1389

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1390 ORIGINAL When Stamped In Red RESOLUTION NO. 712-98

[Commending Neighborhood Emergency Response Team]

RECOGNIZING AND COMMENDING THE SAN FRANCISCO FIRE DEPARTMENT'S NEIGHBORHOOD EMERGENCY RESPONSE TEAM (NERT) PROGRAM FOR VIGILANTLY PREPARING FOR A DISASTER IN THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, the City of San Francisco is located upon the Pacific Rim ring of fire and is therefore prone to cataclysmic disasters such as earthquakes and their aftermaths; and,

WHEREAS, upon the event of such a cataclysmic disaster, the first people on the scene to conduct initial search, rescue, and first aid are local volunteers; and,

WHEREAS, these volunteers are in need of disaster-preparedness training because they will be unable to rely solely on the inevitably overwhelmed professional emergency services following a major disaster; and,

WHEREAS, soon after the 1989 Loma Prieta earthquake, a group of concerned Marina District citizens worked with the San Francisco Fire Department (SFFD) to establish the NERT disaster response training program for local volunteers; and,

WHEREAS, in response, the Fire Department developed a five-week NERT training course by adapting a Los Angeles City Fire Department program to the seismic structure of the Bay Area, the number of earthquake faults located here, the types of construction and other circumstances specific to San Francisco; and,

WHEREAS, the 18-hour (six week) NERT training courses provided by members of the SFFD, at no cost, have resulted in over 8,400 NERT

volunteers trained to respond to 46 neighborhood staging areas in a "Response Level Three Event", a regional disaster such as a large earthquake; and,

WHEREAS, NERT has effectively trained these people in basic disaster skills to allow them and their neighbors to be self-sufficient for a period of at least 72 hours following a major disaster; and,

WHEREAS, the Neighborhood Emergency Response Teams augment the capabilities of the SFFD through practicing communication between teams and their assigned Fire Department battalion stations; and,

WHEREAS, NERT training has expanded its focus beyond just the neighborhoods to include corporations and city employees; and,

WHEREAS, NERT training is available in Cantonese and soon will be in Spanish, to reflect the needs of all San Francisco residents; and; now, therefore, be it

RESOLVED, That the City and County of San Francisco recognizes and commends the SFFD and all NERT volunteers for their forward-thinking, practical, and highly effective approach to disaster-preparedness for San Francisco.

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1390

AUG 28 1998
Date Approved

Mayor

FILE NO. 98-1451 RESOLUTION NO. 713-98

[San Francisco Small Business Day]

DECLARING SEPTEMBER 16, 1998 SAN FRANCISCO SMALL BUSINESS DAY

WHEREAS, Small businesses are a vital part of the City and County of San Francisco economy; and,

WHEREAS, There are 21 small business organizations representing 19,000 small businesses in San Francisco; and,

WHEREAS, Small businesses in San Francisco face unique issues due to the laws, rules, and regulations pertaining to businesses in San Francisco; and,

WHEREAS, San Francisco's landmark Welfare-to-Work program was the first in the nation to be developed by and for small businesses; and,

WHEREAS, San Francisco's small businesses are a source of additional innovative ideas regarding the laws, rules, and regulations pertaining to businesses in San Francisco; and,

WHEREAS, The San Francisco Small Business Forum will convene 100 small business owners to discuss issues of concern for small business owners in the City and County of San Francisco; and,

WHEREAS, The San Francisco Small Business Forum will be held on September 16, 1998; now, therefore, be it

RESOLVED, That the Board of San Francisco of the City and County of San Francisco declares September 16, 1998 San Francisco Small Business Day.

SUPERVISOR LENO, KAUFMAN
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1451

AUG 28 1998
Date Approved

Mayor

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41 Main Library-Civic Center
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Mailslot

FILE NO. 98-0597 RESOLUTION NO. 714-98

[Jet Skis]

URGING THE CITY AND COUNTY OF SAN FRANCISCO TO ENCOURAGE THE OTHER EIGHT BAY AREA COUNTIES TO ADOPT ORDINANCES TO CONTROL THE USE OF JET SKIS IN THEIR WATERS.

WHEREAS, Jet skis are two-stroke engines which run on a mixture of oil and gasoline and discharge as much as one-third of this mixture; and,

WHEREAS, Jet skies impose a greater impact upon wildlife because they are capable of traveling in shallow areas where wildlife are most prevalent and most sensitive to the pollution and the disturbance of noise and wave action; and,

WHEREAS, These areas are home to many organisms at the base of the food chain; fish eggs, algae, shellfish and zooplankton; and,

WHEREAS, The disturbance of waterfowl by jet skis noise tends to cause birds to expand energy reserves in a flight response; and,

WHEREAS, These expenditures of energy reserves are costly in terms of birds' readiness for winter and by disturbing birds during their feeding cycles; and,

WHEREAS, The normal noise of jet skis is in the range of 85 to 105 decibels per unit and can be compounded by the practice of 'wave hopping'; and,

WHEREAS, This level of noise can be comparable to that of a busy street which can serve to ruin the recreational experience of other Bay users such as kayakers and sail boat users; now, therefore be it

RESOLVED, That City and County of San Francisco urges its eight neighboring counties to adopt ordinances that will control the use of jet skis in their waters; and, be it

FURTHER RESOLVED, That a copy of the resolution be sent to his Honor, the Mayor, with the request that he transmit copies to the eight Bay Area Counties.

GAVIN NEWSOM, Brown, Ammiano, Bierman, Katz, Leno, Medina

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-0597

SEP - 4 1998
Date Approved

Mayor

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SEP 25 1998
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FILE NO. 98-1298 RESOLUTION NO. 715-98

[Golden Gate Park Concourse Authority]

AUTHORIZING THE INCORPORATION OF THE GOLDEN GATE PARK CONCOURSE AUTHORITY PURSUANT TO THE GOLDEN GATE PARK REVITALIZATION ACT, APPROVED BY THE VOTERS ON JUNE 2, 1998; AUTHORIZING THE SET ASIDE OF CERTAIN REAL PROPERTY TO BE UNDER THE GOLDEN GATE PARK CONCOURSE AUTHORITY'S JURISDICTION; AND APPROVING AND RATIFYING CERTAIN ACTIONS IN CONNECTION THEREWITH.

WHEREAS, On June 2, 1998, the voters of the City and County approved the Golden Gate Park Revitalization Act of 1998, the principal purposes of which are to (1) create a pedestrian oasis in the Music Concourse area of Golden Gate Park (the "Park"), situated between the de Young Museum and the Academy of Sciences, and (2) take steps to reduce the impact of automobiles in the Park while still providing long-term assurance of safe, reliable and convenient areas for visitors to the Park, including its cultural institutions; and,

WHEREAS, Section 2 of the Golden Gate Park Revitalization Act of 1998 calls for the establishment, with the approval of the Board of Supervisors, of a nonprofit public benefit corporation to be named the "Golden Gate Park Concourse Authority" (the "Authority"), the general purpose of which is to beautify and enhance the natural and scenic landscape of the Concourse area of the Park; and,

WHEREAS, The Authority would be empowered, among other things, to plan, build and operate an underground parking facility in the Concourse area of the Park, and to implement related landscaping and transit improvements; and,

WHEREAS, In furtherance of the implementation of the Golden Gate Park Revitalization Act of 1998, the Board wishes to approve and authorize the formation and organization of the Authority; now, therefore, be it

SUPERVISOR YAKI, BROWN, MEDINA
BOARD OF SUPERVISORS

RESOLVED, That, the Board hereby finds and determines that it is in the public interest, convenience and welfare and for the common benefit of the inhabitants of the City and County that a nonprofit public benefit corporation be organized under the laws of the State of California in furtherance of the Golden Gate Park Revitalization Act of 1998; and, be it

FURTHER RESOLVED, That the Mayor, or his designee, is hereby authorized to act as incorporator and to cause the formation and organization of such nonprofit public benefit corporation, which shall be named the "Golden Gate Park Concourse Authority;" and, be it

FURTHER RESOLVED, That the form, terms and provisions of the Articles of Incorporation of the Authority (the "Articles of Incorporation") and Bylaws, copies of which are on file with the Clerk of the Board in File No. 98-1298, are hereby approved, and the Mayor, or his designee, is hereby authorized and empowered to execute by manual signature and file, or cause to be filed, with the office of the Secretary of State, the Articles of Incorporation, with such changes and insertions therein as may be necessary to cause the same to carry out the intent and purposes of this resolution or to comply with the California Nonprofit Public Benefit Corporation Law and as are approved by the Mayor, in consultation with the City Attorney, such approval to be conclusively evidenced by the filing of the Articles of Incorporation with the office of the Secretary of State; and, be it

FURTHER RESOLVED, That the Authority shall be subject to the budget and fiscal provision of the City's Charter; and, be it

FURTHER RESOLVED, That the Authority shall be subject to the contract authority limitations set forth in Section 9.118 of the City's Charter; and, be it

FURTHER RESOLVED, That the property, which includes the surface area of the Music Concourse area of the Park, designated as the "Golden Gate Park Concourse Authority Area of Jurisdication" on the map which is on file with the Clerk of the Board in File

SUPERVISOR YAKI
BOARD OF SUPERVISORS

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No. 98-1298, shall be set aside and under the jurisdiction of the Authority, without the payment of consideration for such property, pursuant to Section 3 of the Golden Gate Park Revitalization Act of 1998, and such designation of real property may be amended by the Board of Supervisors, by resolution; and, be it

FURTHER RESOLVED, That within a reasonable period of time after the passage of this resolution, the Director of Property shall prepare or cause to be prepared a legal description of the Golden Gate Park Concourse Authority Area of Jurisdication consistent with the map on file with the Clerk of the Board and file a copy of such legal description with the Board of Supervisors; and, be it

FURTHER RESOLVED, That the Authority shall comply with the conflict of interest and Sunshine requirements of Sections 4 and 5 of the Golden Gate Park Revitalization Act of 1998; and, be it

FURTHER RESOLVED, That all actions heretofore taken by the officers and agents of the City with respect to the formation and organization of the Authority are hereby approved, continued and ratified, and the officers of the City and their authorized deputies and agents are hereby authorized and urged, jointly and severally, to do any and all things and to execute and deliver any and all certificates and other documents in addition to the documents referred to in this resolution, which the Mayor, as incorporator, or the City Attorney may deem necessary or advisable in order to effectuate the purposes of this resolution; and, be it

FURTHER RESOLVED, That the Authority, within one year after its establishment and its initial board of directors is appointed, shall develop and complete a feasibility study and implementation plan consistent with the Authority's designated purpose and objective, as set forth in the Golden Gate Park Revitalization Act of 1998, and, be it

FURTHER RESOLVED, That, in accordance with Section 8 of the Golden Gate Park Revitalization Act of 1998, within 30 days after the end of each quarter, the Authority shall

submit written quarterly progress reports to the Recreation and Park Commission with a copy to the Clerk of the Board of Supervisors summarizing its operation for such quarter and its long-term improvement plans, including capital improvement projects; and, be it

FURTHER RESOLVED, That in accordance with Section 2 of the Golden Gate Park Revitalization Act of 1998, the rules and regulations by which the Authority conducts its business and exercises its duties and powers shall be subject to the approval of the Board of Supervisors, by resolution.

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Brown Kaufman Leno Medina Newsom
Yaki Yee

Noes: Supervisor Bierman

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1298

SEP - 4 1998
Date Approved

Mayor

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FILE NO. 98-1382 RESOLUTION NO. 716-98

[Urging improved cleanup and oversight of Boeddeker Park]

URGING THE DEPARTMENT OF PUBLIC WORKS AND THE SAN FRANCISCO POLICE DEPARTMENT TO IMPROVE THEIR EFFORTS TO MAINTAIN A CLEAN AND SAFE AREA AROUND BOEDDEKER PARK, SPECIFICALLY BY TRIMMING THE TREES AND STEAM CLEANING THE SIDEWALKS OUTSIDE THE GATES, AND BY MAINTAINING REGULAR POLICE PATROLS IN THE AREA.

WHEREAS, The Tenderloin neighborhood is a residential area that is home to increasing numbers of children and seniors; and,

WHEREAS, Boeddeker Park is one of few open spaces in the neighborhood and can provide outdoor recreation opportunities for residents, particularly children and seniors; and,

WHEREAS, The Rotary Club has recently contributed toward extensive renovation of Boeddeker Park, replacing the children's play area; and,

WHEREAS, Access to the park, including the new play area, is severely limited by health and safety hazards at the back entrance of the park, including drug sales and use, alcohol consumption, muggings, used syringes, broken bottles, feces and urine; and,

WHEREAS, Boeddeker Park Recreation staff have been threatened and assaulted as they have attempted to clear this area; now, therefore, be it

RESOLVED, That the Board of Supervisors urges the Department of Public Works and the San Francisco Police Department to improve their efforts to maintain a clean and safe area around Boeddeker Park,

specifically by trimming the trees and steam cleaning the sidewalks outside the gates, and by maintaining regular police patrols in the area; and be it

FURTHER RESOLVED, That the Clerk of the Board forward this resolution to the Department of Public Works and the San Francisco Police Department's Tenderloin Task Force.

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Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1382

SEP - 4 1998
Date Approved

Mayor

FILE NO. 98-1391 RESOLUTION NO. 717-98

[Delinquency Prevention Commission]

TRANSFERRING THE STAFF SERVING THE DELINQUENCY PREVENTION COMMISSION FROM THE DEPARTMENT OF THE BOARD OF SUPERVISORS TO THE MAYOR'S OFFICE OF CHILDREN, YOUTH AND THEIR FAMILIES.

WHEREAS, The City has established a Delinquency Prevention Commission consisting of 19 members as provided in Administrative Code Section 20.50 and following sections; and,

WHEREAS, Section 20.52 of the Administrative Code provides "The Board may designate the City and County department or departments to provide staff service to the Commission where appropriate; and

WHEREAS, The appropriate organizational location of the Delinquency Prevention Commission and its staff has been the subject of concern and analysis for many years; and

WHEREAS, the Chief Legislative Analyst of the Board of Supervisors recently issued a report concerning the organizational location of the Delinquency Prevention Commission and its staff; and

WHEREAS, In other major counties in California the Delinquency Prevention Commission is often a joint commission with the Juvenile Justice Commission or is a standing committee of the Children, Youth and Family Commission and is staffed by the Probation Department or the Juvenile Justice Commission or the Health and Human Services staff; and

WHEREAS, The Delinquency Prevention Commission performs useful functions for San Franciscans; and

WHEREAS, The Board of Supervisors desires the Delinquency Prevention Commissioners to continue to be appointed by the Board of Supervisors and continue to report to the Board of Supervisors; and

Supervisors Kaufman, Brown

WHEREAS, The staff of the Delinquency Prevention Commission consists of a Class 1366 Special Assistant VII and a Class 1361 Special Assistant II, both appointed by the Clerk of the Board of Supervisors; and

WHEREAS, The Delinquency Prevention Commission staff is not appropriately within the legislative branch of the city government but instead should be within the executive branch; and

WHEREAS, The offices of the Delinquency Prevention Commission and the Mayor's Office of Children Youth and Their Families are both on the 9th Floor of the building at 1390 Market Street, known as Fox Plaza; and

WHEREAS, The Mayor's Office of Children, Youth and Their Families is fully qualified to provide coordination of its functions and services to the Delinquency Prevention Commission; now, therefore, be it

RESOLVED, That the members of the Delinquency Prevention Commission shall continue to be appointed by the Board of Supervisors; and shall continue to report to the Board of Supervisors; and, be it

FURTHER RESOLVED, That the Board of Supervisors hereby designates the Mayor's Office of Children, Youth and Their Families to provide staff service to the Delinquency Prevention Commission; and, be it

FURTHER RESOLVED, That the staff of the Delinquency Prevention Commission is hereby transferred from the Department of the Board of Supervisors to the Mayor's Office of Children Youth and Their Families; and, be it

FURTHER RESOLVED, That unless the Mayor's Office of Children, Youth and Their Families determines otherwise, the staff providing service to the Delinquency Prevention Commission shall be housed as it is now in Room 901 at 1390 Market Street; and, be it

FURTHER RESOLVED, That the Controller and the Director of Human Resources are

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requested to make the appropriate administrative adjustments to the City's appropriations and position allocations to carry out the intent of this resolution; and, be it

FURTHER RESOLVED, That this resolution shall become operative on September 5, 1998, or at the beginning of the first pay period after the effective date of this resolution, whichever first occurs.

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No.
98-1391

SEP - 4 1998
Date Approved

Willie L. Brown Jr.
Mayor

FILE NO. 98-1392 RESOLUTION NO. 718-98

[Urging the Examiner and Chronicle to Donate Ad Revenues to GLAAD]

URGING THE SAN FRANCISCO CHRONICLE AND EXAMINER TO DONATE JOINT REVENUES FROM PUBLICATION OF THE ADVERTISEMENT PROMOTING A CURE FOR HOMOSEXUALITY TO THE GAY LESBIAN ALLIANCE AGAINST DEFAMATION.

WHEREAS, The current national dialogue about homosexuality has become increasingly homophobic, fueled by right-wing rhetoric that homosexuality is sinful; and

WHEREAS, Several right-wing Christian organizations have begun a national ad campaign proclaiming that homosexuality can be "cured" and suggesting that sexually-transmitted diseases are a punishment from God; and

WHEREAS, Locally, the Gay Lesbian Alliance Against Defamation has spearheaded efforts to combat hate crimes and intolerance that are often spurred by such rhetoric; and

WHEREAS, The San Francisco Examiner chose to publish an advertisement promoting a cure for homosexuality despite recent statistics demonstrating a local increase in anti-gay violence; and

WHEREAS, Sound advertising policy requires an exercise of judgment: free speech does not justify publishing – for profit – inflammatory views that are racist, sexist, homophobic, or otherwise offensive to a segment of the population; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby urges the joint advertising agency of the San Francisco Chronicle and the San Francisco Examiner to donate revenues from publication of the advertisement promoting a cure for homosexuality to the Gay Lesbian Alliance Against Defamation.

SUPERVISOR AMMIANO, KATZ, BIERMAN, BROWN, LENO, NEWSOM

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Yaki Yee

Absent: Supervisors Newsom Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1392

SEP - 4 1998
Date Approved

Mayor

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FILE NO. 98-1280

RESOLUTION NO. 719-98
RO#98011

(Purchase of Property)

AUTHORIZING THE PURCHASE OF AT 345 RANDOLPH STREET (ASSESSOR'S PARCEL NUMBER 7118/44) FOR THE SAN FRANCISCO PUBLIC LIBRARY'S OCEANVIEW BRANCH LIBRARY; AND ADOPTING FINDINGS UNDER THE CALIFORNIA ENVIORNMENTAL QUALITY ACT AND FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

RESOLVED, That in accordance with the recommendation of the Chief Librarian, the Director of Property, on behalf of the City and County of San Francisco, is hereby authorized to execute a written purchase agreement (copy on file with the Clerk of the Board), accept a deed to the property and execute other related documents with Anna Lee, as Seller, for the real property located at 345 Randolph Street, San Francisco, California, which property comprises 2,175 square feet of land. The negotiated purchase price of the property is $187,500. The property shall be placed under the jurisdiction of the San Francisco Library for development of the permanent Oceanview Branch Library.

FURTHER RESOLVED, That the City shall purchase American Land Title Association (ALTA) title insurance, pay escrow fees and other typical transaction costs associated with City's purchase of the property estimated at a cost of $10,000.

FURTHER RESOLVED, That the Board of Supervisors hereby adopts and incorporates herein by reference the finding by the Department of City Planning (copy on file with the Clerk of the Board) that the acquisition is in conformity with the General Plan and consistent with the Eight Priority Policies of Planning Code Section 101.1. The Board further adopts and incorporates by reference the findings (copy on file with the

Clerk of the Board) of the Department of City Planning that the acquisition of the proposed property, including the proposed use, is exempt from Environmental Review under Class I of the State Environmental Review guidelines.

FURTHER RESOLVED, That the Mayor, the City Attorney, the Controller, the City Administrator, the Director of Property, the Clerk of the Board and other officers of the City and their duly authorized deputies and agents are hereby authorized and directed, jointly and severally, to take such actions and to execute and deliver such documents as they may deem necessary or desirable to acquire the property and to otherwise carry out the provisions of this Resolution.

FURTHER RESOLVED, That all actions heretofore taken by officers of the City with respect to said purchase are hereby approved, confirmed and ratified.

All related documents shall be on a form approved by the City Attorney.

RECOMMENDED:

Chief Librarian

Director of Property

$197,500 Available
Appropriation No. 2S-LIB-CPR-410308-067-06700-CLB,909

Controller

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PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1280

SEP - 4 1998
Date Approved

Mayor

FILE NO. 98-1012 RESOLUTION NO. 720 - 98

[Treasure Island Public Access]

RESOLUTION URGING THE TREASURE ISLAND DEVELOPMENT AUTHORITY TO STUDY AND DEVELOP A LIMITED PUBLIC ACCESS PLAN AND REPORT THE PLAN TO THE COMMITTEE ON ECONOMIC DEVELOPMENT, TRANSPORTATION AND TECHNOLOGY OF THE BOARD OF SUPERVISORS WITHIN 30 DAYS OF THE PASSAGE OF THIS RESOLUTION.

WHEREAS, Treasure Island has sweeping vistas of the San Francisco Bay and open areas for pic-nicking, fishing, and other outdoor activities; and

WHEREAS, Public access to these outdoor opportunities on Treasure Island is presently limited due to liability while the island is in transition; and

WHEREAS, Access to Treasure Island is also limited in the evening hours due to public safety risks; and

WHEREAS, In order to address liability and public safety concerns, a Treasure Island public access plan must include adequate monitoring, coordination and security; and

WHEREAS, The Navy currently possesses Treasure Island; and

WHEREAS, Treasure Island is a valuable resource that should be available for safe and limited public enjoyment; and

WHEREAS, A carefully studied and developed public access plan could provide opportunities for the public to safely enjoy the vistas and outdoor recreation on Treasure Island; now, therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Treasure Island Development Authority to study and develop a public access plan for Treasure Island and report the plan to the Committee on Economic Development, Transportation and Technology of the Board of Supervisors within 30 days of the passage of this resolution.

Supervisors Yaki, Brown

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco August 24, 1998

Ayes: Supervisors Ammiano Bierman Brown Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisor Katz Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1012

Date Approved

Mayor

Date September 8, 1998

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

John L. Taylor
Clerk

File No. 98-1012

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Govt Information Ctr
41 Main Library-Civic Center
100 Larkin Street
Mailslot

FILE NO. 98-1490 RESOLUTION NO. 721-98

[Commendation]

COMMENDING JOHN TAYLOR FOR HIS DISTINGUISHED SERVICE AS CLERK OF THE BOARD OF SUPERVISORS, LEGISLATIVE ADMINISTRATOR, AND CITY CLERK OF THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, John Taylor has served the people of the City and County of San Francisco with intelligence, energy and devotion for more than sixteen years, and,

WHEREAS, John Taylor has worked highly effectively with 32 members of the Board of Supervisors, nine different Board presidents, four Mayors, 35 Board committees, hundreds of department heads, and hundreds of aides to Supervisors; and,

WHEREAS, John Taylor's leadership resulted in improvements to almost every operation of the Clerk's office; and,

WHEREAS John Taylor has for many hundreds of weeks delivered to the Board of Supervisors high quality agendas and has provided excellent assistance to Board members during hundreds of Board meetings; and

WHEREAS, John Taylor has provided high quality orientation to Supervisors and their aides and to persons who deal with legislative matters, and accurately has answered tens of thousands of questions from aides to Supervisors and other city officials and employees; and

WHEREAS, John Taylor is leaving for his successor a fine operation with excellent staff members; and

WHEREAS, Tomorrow at midnight of the fifteenth day of September in the year 1998 John Taylor will retire from his present position as Clerk of the Board of Supervisors, Legislative Administrator, and City Clerk of the City and County of San Francisco; and,

WHEREAS, The members of the Board of Supervisors are pleased that John Taylor is willing to continue performing some work for the City of San Francisco, to assist with training,

with the transition to a new Clerk and the transitions to City Hall, and with computer programming, now, therefore, be it

RESOLVED, That the members of the Board of Supervisors, on behalf of the officers, employees, and residents of this City, do hereby take public recognition of the distinguished contributions which John Taylor has made to the welfare of this community, its city government, and its legislative body, and do express to him their appreciation for his high quality work, their thanks for his presence, and their hopes for his future; and be it

FURTHER RESOLVED, That a suitably engrossed copy of this resolution be tendered to John Taylor as a token of the great affection and respect in which he is held by the members of the Board of Supervisors of the City and County of San Francisco

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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1490

SEP 18 1998
Date Approved

Mayor

FILE NO. 98-0993 RESOLUTION NO. 722-98

[Tree Removal from City Property]

URGING ALL CITY AGENCIES, COMMISSIONS, AND DEPARTMENTS TO ADOPT NOTICE AND APPEAL PROCEDURES FOR THE REMOVAL OF TREES THAT ARE VISIBLE FROM THE PUBLIC RIGHT-OF-WAY AND TO SUBMIT REPORTS DESCRIBING METHODS OF COMPLIANCE WITH THIS RESOLUTION TO THE COMMISSION ON THE ENVIRONMENT.

WHEREAS, There a numerous trees visible from the public right-of-way, including streets, sidewalks, and other public places, that are located on property under the jurisdiction of various City agencies, commissions, and departments; and,

WHEREAS, Such trees are an important source of civic pride, provide a visual and aesthetic amenity, buffer urban noises, and help to filter air pollution; and,

WHEREAS, The removal of such trees eliminates an important resource from San Francisco's urban environment; and,

WHEREAS, Removal of such trees is a great interest to the City and County of San Francisco and its citizens, businesses, and visitors; and,

WHEREAS, Removal of such trees is often performed without notice to and input from the public; now, therefore, be it

RESOLVED, That the Board of Supervisors urges all City agencies, commissions, and departments to adopt notice and appeal procedures for removal of trees that are visible from the public right-of-way on property under the jurisdiction of the respective City agency, commission, or department; and, be it

FURTHER RESOLVED, The Board of Supervisors requests that all such City entities submit reports that describe the methods of compliance with this Resolution to the Commission on the Environment.

SUPERVISORS KATZ, BIERMAN, YAKI, AND LENO

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina Newsom Teng Yaki

Noes: Supervisor Kaufman

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John Taylor
Clerk

File No. 98-0993

SEP 18 1998
Date Approved

Mayor

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FILE NO. 98-0994 RESOLUTION NO. 723-98

[Street Tree Removal]

URGING THE PORT, AIRPORT, AND REDEVELOPMENT AGENCY COMMISSIONS TO ADOPT NOTICE AND APPEAL PROCEDURES FOR THE REMOVAL OF STREET TREES THAT ARE SIMILAR TO THE PROCEDURES APPLICABLE TO CITY AGENCIES, COMMISSIONS, AND DEPARTMENTS, WHICH ARE SET FORTH IN PENDING AMENDMENTS TO PUBLIC WORKS CODE SECTION 806.

WHEREAS, Street trees on the public right-of-way in San Francisco Port, Airport, and Redevelopment Agency Commissions' jurisdiction are an important source of civic pride, provide a visual and aesthetic amenity, buffer urban noise, and help to filter air pollution; and,

WHEREAS, The removal of such street trees eliminates an important resource from San Francisco's and the San Francisco Airport's urban environment; and,

WHEREAS, Removal of street trees is a great interest to the City and County of San Francisco and its citizens, businesses, and visitors; and,

WHEREAS, Removal of street trees is often performed without adequate notice to and input from the public; now, therefore, be it

RESOLVED, That the Board of Supervisors urges the Port, Airport, and Redevelopment Agency Commissions, to adopt notice and appeal procedures for street tree removal that are similar to the procedures applicable to City agencies, commissions, and departments, which are set forth in pending amendments to Public Works Code Section 806. Such amendments are incorporated herein by reference and copies are on file with the Clerk of the Board of Supervisors in File No. 98-0991.

SUPERVISOR KATZ, BIERMAN, YAKI, LENO
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Leno Medina Newsom Teng Yaki

Noes: Supervisor Kaufman

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-0994

SEP 18 1998
Date Approved

Mayor

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OCT 15 1998
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FILE NO. 98-1189 RESOLUTION NO. 724-98

[Grant, State]

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF ONE HUNDRED TWO THOUSAND FIVE HUNDRED FIFTY SIX DOLLARS ($102,556.00) FOR A PROJECT DESIGNATED "COMMUNITY CRIME RESISTANCE PROGRAM" AND AGREEING TO PROVIDE A MATCH IN THE AMOUNT OF ELEVEN THOUSAND THREE HUNDRED AND NINTY FIVE ($11,395.00) DOLLARS.

WHEREAS, the Chief of Police of the City and County of San Francisco desires to undertake a certain project designated "Community Crime Resistance Program" (herein after referred to as "CCRP") funded from funds made available through the Office of Criminal Justice Planning (herein after referred to as OCJP) for the reduction of crime in the Sixth Street Corridor of the South of Market area; now therefore be it

RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to execute on behalf of the Board of Supervisors of the City and County of San Francisco the attached Grant Award Agreement including any extensions, amendments thereof; and be it

FURTHER RESOLVED, that it is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for and such liability; and be it

FURTHER RESOLVED, that the board of Supervisors hereby waive indirect costs; and be it

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and be it

FURTHER RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to accept and expend funds in the amount of ONE HUNDRED TWO THOUSAND-FIVE HUNDRED FIFTY SIX DOLLARS ($102,556.00) made available through the Office of Criminal Justice Planning for the project known as "CCRP", and agreeing to provide a match of ELEVEN THOUSAND THREE HUNDRED NINTY FIVE ($11,395.00) DOLLARS.

WILLIE L. BROWN JR. MAYOR	FRED H. LAU CHIEF OF POLICE	for EDWARD HARRINGTON CONTROLLER

CITY AND COUNTY OF SAN FRANCISCO

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OCT 15 1998
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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1189

SEP 1 8 1998
Date Approved

Mayor

FILE NO. 98-1190 RESOLUTION NO. 725-98

[Grant, State]

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF THREE HUNDRED FORTY EIGHT THOUSAND-EIGHT HUNDRED THIRTYNINE DOLLARS ($348,839.00) FOR A PROJECT DESIGNATED "INNOVATIVE LOCAL LAW ENFORCEMENT AND COMMUNITY POLICING PROGRAM"

WHEREAS, the Chief of Police of the City and County of San Francisco desires to undertake a certain project designated "Innovative Local Law Enforcement and Community Policing Program" (herein after referred to as "ILLECP") funded from funds made available through the Office of Criminal Justice Planning (herein after referred to as OCJP) for the reduction of juvenile delinquency and crime in the Mission Corridor and Bayview Safe Haven Areas; now therefore be it

RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to execute on behalf of the Board of Supervisors of the City and County of San Francisco the attached Grant Award Agreement including any extensions, amendments thereof; and be it

FURTHER RESOLVED, that it is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for and such liability; and be it

FURTHER RESOLVED, that the board of Supervisors hereby waive indirect costs; and be it

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and be it

FURTHER RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to accept and expend funds in the amount of THREE HUNDRED FORTYEIGHT THOUSAND EIGHT HUNDRED THIRTYNINE DOLLARS ($348,839.00) made available through the Office of Criminal Justice Planning for the project known as "ILLECP".

for WILLIE L. BROWN JR.
MAYOR

FRED H. LAU
CHIEF OF POLICE

for EDWARD HARRINGTON
CONTROLLER

CITY AND COUNTY OF SAN FRANCISCO

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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1190

SEP 18 1998
Date Approved

Mayor

AMENDMENT OF THE WHOLE
8/20/98

FILE NO. 98-1207 RESOLUTION NO. 726-98

[Stop Signs]

ESTABLISHING AN ALL WAY STOP SIGN AT THE INTERSECTION OF BUCHANAN AND CHESTNUT STREETS

WHEREAS, The Marina Branch of the San Francisco Public Library System, a playground, a day care center and Moscone Field are all located near this intersection; and,

WHEREAS, these facilities serve a considerable number of elderly and adolescent citizens who have different pedestrian safety needs than the general public; and,

WHEREAS, residents from the Marina District have gathered over six hundred signatures in support of this all way stop request; and,

WHEREAS, residents have reported a number of accidents and at least two near death accidents at this intersection ; and,

WHEREAS, the installation of these stop signs would help to improve pedestrian safety for all residents of the Marina District; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco, pursuant to applicable provisions of the California Vehicle Code, hereby establishes stop signs at the intersection of Buchanan and Chestnut Streets, northeast, southeast, and southwest corners, stopping all approaches.

GAVIN NEWSOM
BOARD OF SUPERVISORS

c:\wn95\desktop\stop signs.doc

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1207

SEP 18 1998
Date Approved

Mayor

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FILE NO. 98-1233 AS AMENDED IN COMMITTEE 8/20/98 RESOLUTION NO. 727-98

[Stop Intersections]

DESIGNATING CERTAIN INTERSECTIONS AS "STOP" INTERSECTIONS.

RESOLVED, That, pursuant to the provisions of the California Vehicle Code, the following intersections are hereby designated as "Stop" intersections, and the Department of Parking and Traffic is hereby authorized and directed to cause "Stop" signs to be installed thereat as designated below:

STOP SIGNS - ESTABLISH

15th Street and San Bruno Avenue, northwest and southeast corners, stopping San Bruno Avenue (makes this an all-way STOP)

20th Avenue and Ortega Street, northeast and southwest corners, stopping Ortega Street (makes this an all-way STOP)

27th Avenue and Anza Street, northwest and southeast corners, stopping 27th Avenue (makes this an all-way STOP)

Addison and Digby Streets, northeast and southwest corners, stopping eastbound Addison Street and westbound Digby Street (makes this an all-way STOP)

~~Bridgeview Drive and Topeka Avenue, northeast and southwest corners, stopping Topeka Avenue (makes this an all-way STOP~~)

Dorantes and Montalvo Avenues, northeast and southwest corners, stopping Dorantes Avenue (makes this uncontrolled intersection a two-way STOP)

Underwood Avenue and Keith Street, northeast and southwest corners, stopping Underwood Avenue (makes this an all-way STOP)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1233

SEP 18 1998

Date Approved

Mayor

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FILE NO. 98-1234 RESOLUTION NO. 728-98

[Traffic Regulations]

ENACTING AND RESCINDING TRAFFIC REGULATIONS ON VARIOUS STREETS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the movement of vehicles are hereby enacted or rescinded as designated below:

TOW-AWAY, NO STOPPING, 3 PM - 7 PM - RESCIND
TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

McAllister Street, north side, between Franklin Street and Van Ness Avenue
(Saturday and Sunday tow-away to be removed)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1234

SEP 18 1998
Date Approved

Mayor

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FILE NO. 98-1235 RESOLUTION NO. 729-98

[Parking Regulations]

ENACTING AND RESCINDING PARKING REGULATIONS AT VARIOUS LOCATIONS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the parking of vehicles are hereby enacted or rescinded as designated below:

NO PARKING ANYTIME - RESCIND

Jessie Street, north side, from 7th Street to westerly terminus

RESIDENTIAL PERMIT PARKING AREA "I" (1-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH

22nd Street, both sides, between South Van Ness Avenue and Shotwell Street (westerly portion of 3000 block)

Shotwell Street, both sides, between 21st and 22nd Streets (700 block)

RESIDENTIAL PERMIT PARKING AREA "L" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Emerson Street, both sides, from Geary Boulevard to the north terminus (unit block)

TOW-AWAY, NO PARKING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

North Point Street, north side, from 80 feet to 155 feet east of Stockton Street (75-foot zone)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

John L. Taylor
Clerk

File No. 98-1235

SEP 18 1998
Date Approved

Mayor

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As Amended in Board
9/14/98

FILE NO. 98-1244 RESOLUTION NO. 730-98

[Liquor License, 776 Market Street]

APPROVING ~~OPPOSING~~ THE REQUEST FOR THE ISSUANCE OF A TYPE 21, OFF-SALE GENERAL ALCOHOLIC BEVERAGE CONTROL LICENSE TO RITE AID CORPORATION FOR THRIFTY PAYLESS, LOCATED AT 776 MARKET STREET, AND DETERMINING THAT IT WILL ~~NOT~~ SERVE THE PUBLIC CONVENIENCE AND NECESSITY OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Rite Aid Corporation is seeking the issuance of a Type 21, off-sale general alcoholic beverage control license for 776 Market Street; and,

WHEREAS, At the Housing and Neighborhood Services Committee meeting of Thursday, August 20, 1998, residents of the area testified against the issuance of a liquor license at this location; and,

WHEREAS, The Police Department reports the area has an undue concentration of licensed premises and has a high crime rate; now, therefore, be it

RESOLVED, That the Board of Supervisors ~~opposes~~ approves the issuance of a Type 21, off-sale general alcoholic beverage control license to Rite Aid Corporation for Thrifty Payless, located at 776 Market Street, and determines that it will ~~not~~ serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code; and be it

FURTHER RESOLVED, That the Board of Supervisors respectfully requests that the Department of Alcoholic Beverage Control ~~deny~~ approves this application.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1244

SEP 18 1998
Date Approved

Mayor

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FILE NO. 98-1275 RESOLUTION NO. 731-98

[Grant, State]

AUTHORIZING THE CHIEF OF POLICE OF THE CITY AND COUNTY OF SAN FRANCISCO TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF THREE HUNDRED SEVENTY THOUSAND-EIGHT HUNDRED DOLLARS ($370,800.00) FOR A PROJECT DESIGNATED "OPERATION REVITALIZATION – OCEAN VIEW/MERCED HEIGHTS/ INGLESIDE", AND RESCINDING RESOLUTION 1109-97.

WHEREAS, the Chief of Police of the City and County of San Francisco desires to undertake a certain project designated "Operation Revitalization-Ocean View/Merced Heights/Ingleside" (herein after referred to as "Operation Revitalization-OMI") funded from funds made available through the Office of Criminal Justice Planning (herein after referred to as OCJP) for the suppression, intervention, and prevention of crime in the Ocean View/Merced Heights/Ingleside District; now therefore be it

RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to execute on behalf of the Board of Supervisors of the City and County of San Francisco the attached Grant Award Agreement including any extensions or Amendments therefore; and be it

FURTHER RESOLVED, that it is agreed that any liability arising out of the performance of this Grant Award Agreement, including civil court actions for damages, shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for and such liability; and be it

FURTHER RESOLVED, that the Board of Supervisors hereby waive indirect costs, and be it

FURTHER RESOLVED, that grant funds received hereunder shall not be used to supplant expenditures controlled by this body; and be it

FURTHER RESOLVED, that the Chief of Police of the City and County of San Francisco is authorized to accept, and expend in the amount of THREE HUNDRED SEVENTY THOUSAND-EIGHT HUNDRED DOLLARS ($370,800.00) made available through the Office of Criminal Justice for the project known as "Operation Revitalization-OMI."; and be it

FURTHER RESOLVED, that resolution 1109-97 is hereby rescinded.

for WILLIE L. BROWN JR. MAYOR	FRED H. LAU CHIEF OF POLICE	for EDWARD HARRINGTON CONTROLLER

CITY AND COUNTY OF SAN FRANCISCO

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OCT 15 1998
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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1275

SEP 1 8 1998
Date Approved

Mayor

FILE NO. 98-1262 RESOLUTION NO. 732-98

[Weed and Seed Program]

AUTHORIZING THE MAYOR'S CRIMINAL JUSTICE COUNCIL TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF $250,000 FROM THE U.S. DEPARTMENT OF JUSTICE OFFICE OF JUSTICE PROGRAMS (OJP) ,UNDER THE WEED AND SEED PROGRAM, TO DEVELOP AND IMPLEMENT A MULTI-AGENCY PROGRAM TO COORDINATE THE DELIVERY OF PUBLIC SAFETY AND SOCIAL SERVICES IN THE MISSION DISTRICT (THE TARGET AREA), IN ORDER TO COMBAT JUVENILE CRIME, SUBSTANCE ABUSE AND HIGH TRUANCY RATES, AND TO PROVIDE A SAFE ENVIRONMENT FOR YOUTH AND FAMILIES IN THE TARGET AREA.

WHEREAS, The Weed and Seed program is a national, federally funded, community based program administered by the U.S. Department of Justice OJP; and,

WHEREAS, on May 28, 1998 the U.S. Department of Justice OJP awarded the Mayor's Criminal Justice Council of the City and County of San Francisco $250,000, under the Weed and Seed program, to implement a multi-agency strategy supporting increased community policing, the development of a safe haven for youth and families, and the formation of community crime prevention partnerships in the target area; and,

WHEREAS, the entire award by the U.S. Department of Justice OJP, under the Weed and Seed program, funds direct services, it is requested that indirect costs be waived; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby authorizes the Director of the Mayor's Criminal Justice Council to accept and expend $250,000 from the U.S. Department of Justice OJP, under the Weed and Seed program, to develop and implement the Weed and Seed program in the target area.

KIMIKO BURTON
DIRECTOR, M.C.J.C.

for
WILLIE L. BROWN, JR.
MAYOR

for EDWARD HARRINGTON
CONTROLLER

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1262

SEP 18 1998
Date Approved

Mayor

DOCUMENTS DEPT.
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FILE NO. 98-1276 RESOLUTION NO. 733-98

[GRANT-STATE FUNDS]

RESCINDING RESOLUTION NO. 101-98 AND RETROACTIVELY AUTHORIZING THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF $150,000 MADE AVAILABLE THROUGH THE CALIFORNIA OFFICE OF CRIMINAL JUSTICE PLANNING (OCJP) FOR THE CONTINUED OPERATION OF THE "STATUTORY RAPE VERTICAL PROSECUTION PROGRAM" FOR THE TWELVE MONTH PERIOD FROM JULY 1, 1997 THROUGH JUNE 30, 1998.

WHEREAS, Resolution No. 101-98, adopted by the Board of Supervisors retroactively authorizes the District Attorney of the City and County of San Francisco to apply for, accept and expend grant funds in the amount of $150,000 made available through the Office of Criminal Justice Planning ("OCJP") for the continued operation of the Statutory Rape Vertical Prosecution Program for the period from August 9, 1997 through August 8, 1998; and

WHEREAS, the grant period dates reflected in Resolution No. 101-98 are incorrect and the correct grant period is July 1, 1997 through June 30, 1998; now, therefore, be it

RESOLVED, That the Board of Supervisors rescinds Resolution No. 101-98; and be it

FURTHER RESOLVED, That the Board of Supervisors retroactively authorizes the District Attorney to apply for, accept and expend on behalf of the City and County $150,000 in funds made available through the Office of Criminal Justice Planning for the continued operation of the Statutory Rape Vertical Prosecution Program for the period from July 1, 1997 through June 30, 1998; and, be it

FURTHER RESOLVED, That indirect costs to the City and County of San Francisco for the operation of this grant in the amount of $7,500 have been included in the grant budget; and, be it

FURTHER RESOLVED, That state funds received hereunder shall not be used to supplant local funds; and, be it,

FURTHER RESOLVED, That any liability arising out of the performance of this grant award contract including Civil Court actions for damages shall be the responsibility of the grantee and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability.

APPROVED BY:
OFFICE OF THE DISTRICT ATTORNEY

Terence Hallinan, District Attorney

APPROVED BY:
OFFICE OF THE MAYOR

Willie Lewis Brown, Jr., Mayor

APPROVED BY:
OFFICE OF THE CONTROLLER

for Edward Harrington, Controller

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PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1276

SEP 18 1998
Date Approved

Mayor

FILE NO. 98-1287 RESOLUTION NO. 734-98

[Acceptance Of Gift]

AUTHORIZING THE CITY LIBRARIAN TO ACCEPT AND EXPEND A GIFT OF ROYALTIES FOR SAN FRANCISCO PUBLIC LIBRARY FROM THE ESTATE OF VEE LAWNHURST AND TO ENTER INTO A MEMBERSHIP AGREEMENT AND TO EXECUTE A DIGITAL HOME RECORDING ("DART") ROYALTIES AUTHORIZATION WITH THE AMERICAN SOCIETY OF COMPOSERS, AUTHORS & PUBLISHERS ("ASCAP").

WHEREAS, The San Francisco Public Library ("Library") is in need of funds; and,

WHEREAS, The late Vee Lawnhurst has most generously and graciously directed that ASCAP distribute 66.66% of his royalties, the value of which cannot be accurately predicted but which have been approximately $1000.00 per year in the last few years, to the Library; and,

WHEREAS, The Board of Directors of ASCAP have, accordingly, designated the Library as successor to the membership of the late Vee Lawnhurst; and,

WHEREAS, In order for ASCAP to negotiate, receive and distribute digital audio royalty payments made under the Audio Home Recording Act due the late Vee Lawnhurst, the Library must enter into a membership agreement with ASCAP, a copy of which is on file in the Office of the Clerk of the Board of Supervisors in File No. 98-1287; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes City Librarian to accept and expend a gift of royalties for San Francisco Public Library from the Estate of Vee Lawnhurst; and be it

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FURTHER RESOLVED, That the Board of Supervisors authorizes the City Librarian to enter into a membership agreement and execute a Digital Home Recording Royalties authorization with the American Society of Composers, Authors & Publishers.

APPROVED:

Willie L. Brown, Mayor

Edward M. Harrington, Controller

Regina U. Minudri, City Librarian

DOCUMENTS DEPT
OCT 15 1998
SAN FRANCISCO
PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1287

SEP 18 1998
Date Approved

Mayor

FILE NO. 98-1288 RESOLUTION NO. 735-98

[Acceptance Of Gift]

AUTHORIZING THE CITY LIBRARIAN TO ACCEPT A GIFT OF AN ONGOING INCOME INTEREST IN THE FRITZ AND LILLIAN DANNENBERG LIBRARY FUND FOR THE SAN FRANCISCO PUBLIC LIBRARY.

WHEREAS, The San Francisco Public Library ("Library") is in need of funds; and,

WHEREAS, The late Lillian Dannenberg most generously and graciously directed in her will, dated April 28, 1995, that 70% of the residue of her estate be distributed to the Library Foundation of San Francisco (the "Foundation") and held in a restricted fund called "The Fritz and Lillian Dannenberg Library Fund" (the "Dannenberg Fund");

WHEREAS, The late Lillian Dannenberg also directed in her will that all of "the net income from the Dannenberg Fund is to be given by the Library Foundation to the Library with such income to be expended by the Library solely for the purchase of books, periodicals, and other materials, audio or visual, on the subject of German or Italian Literature, in translation and/or in original language, and English books, periodicals, and other materials, audio or visual, containing the historical background and the progress and advancement of the German and Italian-American Citizens in America";

WHEREAS, The Foundation established the Fritz and Lillian Dannenberg Library Fund in 1996 and such fund has earned approximately $8000 per year in interest; and,

WHEREAS, In order for the Library to be able to use such income interest to purchase the types of materials described in Mrs. Dannenberg's bequest, the Foundation must transfer the income generated from the Dannenberg Fund to the Library; now, therefore, be it

RESOLVED, That the Board of Supervisors authorizes the City Librarian to accept a gift of an ongoing income interest in the Fritz and Lillian Dannenberg Library Fund for the San Francisco Public Library.

APPROVED:

Willie L. Brown, Mayor

Edward M. Harrington, Controller

Regina U. Minudri, City Librarian

DOCUMENTS DEPT.
OCT 15 1998
SAN FRANCISCO PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1288

SEP 1 8 1998
Date Approved

Mayor

FILE NO. 98-1444 RESOLUTION NO. 736-98

[Supporting the California Children and Families First Initiative]
SUPPORTING THE CALIFORNIA CHILDREN AND FAMILIES FIRST INITIATIVE TO FUND EARLY CHILDHOOD HEALTH PROGRAMS BY ADDING AN ADDITIONAL FIFTY CENTS TAX TO EACH PACK OF CIGARETTES SOLD IN CALIFORNIA.

WHEREAS, Studies have shown that the emotional, physical and intellectual experiences of children up to the age of three years have a profound effect on brain growth and development; and,

WHEREAS, Children who do not receive adequate health care or nutrition, or who are subjected to neglect or abuse, do not develop at the rate of their peers and are thus behind when they enter school. Children who do not overcome such disadvantages are more prone to drug use and involvement with gangs as they go through school; and,

WHEREAS, Smoking by pregnant women presents a significant risk to fetal development, and exposure to second-hand smoke represents a major cause of illness for infants and young children; and,

WHEREAS, Public agencies provide a range of programs to serve children after they enter school, yet only minimal funding is available for programs which provide services for children under three years old; and,

WHEREAS, The California Children and Families First Initiative will create the first major statewide program focused on delivering services most needed by pregnant women and families with children, specifically children under five years of age, including: pre- and

postnatal maternal and infant nutrition services; child immunizations, child care skills for parents and caregivers; domestic violence intervention, prevention and treatment; child development, health care and social services not provided by existing programs; and education and training on the avoidance of tobacco, drugs and alcohol during pregnancy; and,

WHEREAS, The California Children and Families First Initiative will provide funding for these programs through imposition of a fifty cent tax on each pack of cigarettes sold in California; now, therefore, be it

RESOLVED, That the Board of Supervisors supports the California Children and Families First Initiative to fund early childhood health programs by adding an additional fifty cents tax to each pack of cigarettes sold in California.

DOCUMENTS DEPT.
OCT 15 1998
SAN FRANCISCO
PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

John L. Taylor
Clerk

File No.
98-1444

SEP 18 1998
Date Approved

Mayor

FILE NO. 98-1445 RESOLUTION NO. 737-98

[Supporting community meeting]

SUPPORTING HOLDING A COMMUNITY MEETING IN THE WESTERN ADDITION REGARDING THE IMPACT OF KING'S MARKET ON THE COMMUNITY AND URGING POLICE CHIEF FRED LAU AND MAYOR WILLIE BROWN TO CREATE A COMMUNITY POLICING PROGRAM.

WHEREAS, Certain areas of the Western Addition are riddled with criminal activity; and,

WHEREAS, King's Market on Webster has become a haven for loitering and drug pushing, thus exacerbating the crime problem in the area; and

WHEREAS, There seems to be a clear causal connection between the heinous, brutal murder of 70 year old Joyce Ruger, a neighborhood activist who died in a four-alarm blaze in her Western Addition home on August 16, 1998 and the criminal activity around King's market; and,

WHEREAS, residents of the Western Addition have expressed a sincere interest in holding a community meeting regarding the impact of King's market on the community; and,

WHEREAS, In order to effectively abate problems of this nature, it is imperative to have an active community policing program; and,

WHEREAS, In addition to creating a community policing program, the San Francisco Police Department should conduct an investigation to determine if the criminal activity around King's market constitutes a public nuisance and if it concludes that it is a public nuisance, action should be taken in order to relieve the neighbors from crime, stress and loss of life; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors supports holding a community meeting in the Western Addition regarding the impact of King's Market on the community; and be it

FURTHER RESOLVED, That Police Chief Fred Lau and Mayor Willie Brown are urged to create a community policing program.

Supervisor Brown, Leno, Newsom, Ammiano, BIERMAN

Supervisors Brown, Leno, Newsom, Ammiano, Bierman, Teng, Katz

BOARD OF SUPERVISORS

BOARD OF SUPERVISORS

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OCT 15 1998
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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1445

SEP 18 1998
Date Approved

Mayor

FILE NO. 98-1447 RESOLUTION NO. 738-98

[Western Addition Stoplight]

URGING THE DEPARTMENT OF PARKING AND TRAFFIC TO EXPEDITE INSTALLATION OF A TRAFFIC LIGHT AT WEBSTER AND GROVE STREETS.

WHEREAS, Installation of a traffic light at the intersection of Grove and Webster has been approved; and,

WHEREAS, The Department of Parking and Traffic is currently conducting a design survey in order to determine the best type of stop light to install at the intersection of Grove and Webster Streets; and,

WHEREAS, State law in part regulates installation of stop lights in San Francisco; and,

WHEREAS, Joyce Ruger, who recently died as a result of a tragic arson fire, was a resident of the Western Addition and a champion of the stop light installation at Grove and Webster; and,

WHEREAS, The residents in the Western Addition near the Grove and Webster street area have requested of the Board of Supervisors that they do everything in their power to expedite the installment of the stop light; and,

WHEREAS, The intersection of Grove and Webster Streets continues to be a hazard to pedestrians and motorists; and,

WHEREAS, The interests of health, welfare, and safety are best served by installation of this stop light as soon as possible; now, therefore, be it

RESOLVED, That the Board of Supervisors urges the Department of Parking and Traffic to do everything in its power to expedite the installation of a traffic light at the intersection of Grove and Webster Streets; and, be it

FURTHER RESOLVED, That the Board of Supervisors forward a copy of this legislation to the Members of the California Assembly and California Senate who represent the Western Addition.

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PUBLIC LIBRARY

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1447

SEP 18 1998
Date Approved

Mayor

FILE NO. 98-1448 RESOLUTION NO. 739-98

[Muni Service to the Forgotten Holocaust Exhibit at Treasure Island]

URGING MUNI TO EXTEND ITS REGULAR TRANSIT SERVICE TO TREASURE ISLAND TO INCLUDE SUNDAYS IN ORDER TO PROVIDE THE PUBLIC WITH TRANSPORTATION TO "THE FORGOTTEN HOLOCAUST OF WORLD WAR II" EXHIBIT ON TREASURE ISLAND.

WHEREAS, On August 3, 1998, a Board of Supervisors Resolution was introduced urging the Mayor's Office and the Treasure Island Authority to authorize a request by The Alliance for Preserving the Truth of Sino-Japanese War to extend "The Forgotten Holocaust of World War II" photographic and video exhibit, on display at Treasure Island since July 5, 1998, through 1999; and

WHEREAS, There is currently no public transportation service from San Francisco to Treasure Island on Sundays; and

WHEREAS, Many San Franciscans who wish to see "The Forgotten Holocaust of World War II" exhibit rely on Muni as their sole means of transportation; and

WHEREAS, The opportunity to view this historically important exhibit should be made available to everyone, including those who lack transportation options; and

WHEREAS, The exhibit is a valuable educational resource containing the most comprehensive collection of visual historic documents of World War II in Asia and should be made available to anyone who wishes to learn more about "The Forgotten Holocaust"; now, therefore be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges Muni to extend its regular transit service to Treasure Island to include Sundays in order to provide the public with transportation to "The Forgotten Holocaust of World War II" exhibit on Treasure Island.

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Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno
Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1448

SEP 18 1998
Date Approved

Mayor

FILE NO. 98-1516 RESOLUTION NO. 740-98

[Commending David Rice]

COMMENDING DAVID RICE FOR HIS WORK WITH SCOUTING FOR ALL.

WHEREAS, Mr. David Rice founded Scouting for All in 1993, an organization that advocates for inclusion of youngsters and adults in the Boy Scouts of America, regardless of their sexual orientation; and

WHEREAS, Mr. Rice has advised and provided support to young gay men, including Steven Cozza, in their fight to be recognized as Scouts; and

WHEREAS, Mr. David Rice has been an active Boy Scout for 59 years, ending with his expulsion by the Boy Scouts of America for his advocacy work; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco expresses its appreciation and admiration to Mr. David Rice for his work on behalf of gay youngsters and adults who wish to participate in the Boy Scouts of America.

SUPERVISOR AMMIANO Bierman Brown Katz Kaufman Medina Newsom Teng Yaki Leno

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki

Absent: Supervisor Teng Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1516

SEP 18 1998

Date Approved

Mayor

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FILE NO. 98-1517 RESOLUTION NO. 741-98

[Honoring Assemblywoman Carole Midgen]

HONORING ASSEMBLYWOMAN CAROLE MIGDEN ON HER 50TH BIRTHDAY AND SUPPORTING THE CREATION AND GOALS OF THE CAROLE MIGDEN FUND FOR SOCIAL JUSTICE.

WHEREAS, Carole Migden threw her hat into the ring for the first time fifty years ago when she entered this world in Yonkers, New York; and,

WHEREAS, During her first fifty years Carole Migden has been a forceful advocate and role model for lesbians and gays, women, and others; and,

WHEREAS, Even before she entered public life, Carole Migden worked to improve the lives of persons living with HIV/AIDS; and,

WHEREAS, Carole Migden served with distinction on the San Francisco Board of Supervisors from 1990 until her election to the California State Assembly in March 1995; and,

WHEREAS, During that time she has been recognized as one of the foremost legislators in the Capitol as well as a leading proponent for social justice; and,

WHEREAS, Since she is impossible to shop for, her friends and supporters have created the Carole Migden Fund for Social Justice to promote the very ideals that she has come to exemplify; and,

WHEREAS, This scholarship fund will help foster a new generation of leaders who have learned from Carole Migden's stellar example and leadership; now, therefore, be it

RESOLVED, That the City and County of San Francisco honors Assemblywoman Carole Migden on her 50th birthday and supports the success of the Carole Migden Fund for Social Justice.

SUPERVISORS KATZ, LENO, AMMIANO

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki

Absent: Supervisor Teng Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1517

SEP 18 1998

Date Approved

Mayor

DOCUMENTS DEPT.
OCT 15 1998

FILE NO. 98-1518 RESOLUTION NO. 742-98

[Commending Honorable Chandrababu Naidu]

COMMENDING CHANDRABABU NAIDU, HONORABLE CHIEF MINISTER OF THE STATE OF ANDHRA PRADESH IN INDIA

WHEREAS, Chandrababu Naidu has been active in politics since his student days, evincing keen interest in rural development activities and programs for the poor and downtrodden sections of society; and,

WHEREAS, He was elected to the Andhra Pradesh Legislative Assembly in 1978; and,

WHEREAS, Mr. Naidu was General Secretary of the Telugu Desam Party, in which capacity he was instrumental in building an effective party organization from the grass roots; and,

WHEREAS, In 1994 he was reelected to the Assembly and held the important portfolios of Revenue and Finance; and,

WHEREAS, Mr. Naidu was unanimously elected as the Chief Minister of Andhra Pradesh on September 1, 1995; and,

WHEREAS, The Chief Minister's vision for the future includes multidimensional progress for all citizens of the state, and he has launched many new programs that focus on community building, infrastructure development and high technology; now, therefore, be it,

RESOLVED, That the San Francisco Board of Supervisors honors Chandrababu Naidu, Honorable Chief Minister of the State of Andhra Pradesh in India.

BOARD OF SUPERVISORS Supervisor Leslie R. Katz

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Yaki

Absent: Supervisor Teng Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1518

SEP 18 1998
Date Approved

Mayor

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FILE NO. 98-1452 RESOLUTION NO. 743-98

[Commending Hotel Nikko]

COMMENDING HOTEL NIKKO FOR ITS LEADERSHIP IN PIONEERING THE EFFORT TO PROVIDE BENEFITS TO DOMESTIC PARTNERS.

WHEREAS, The San Francisco Board Supervisors unanimously passed the Equal Benefits Ordinance in 1996 stipulating all businesses which have a contractual relationship with the City and County of San Francisco must provide benefits to domestic partners; and

WHEREAS, One result of the Equal Benefits Ordinance has been to create a market for domestic partners insurance coverage; and

WHEREAS, Many private businesses are discovering the advantages of providing benefits to domestic partners of employees; and

WHEREAS, Hotel Nikko, situated in the heart of San Francisco's Japantown, has provided, for the past eleven years, first class, four star services to tourists and business travelers from every corner of the globe; and

WHEREAS, Hotel Nikko is one of the leaders and trendsetters of San Francisco's hotel industry and held in high esteem by the hotel industry, travelers, and employees , and

WHEREAS, Hotel Nikko has announced that it will provide benefits to domestic partners of its employees; and

RESOLVED, That the Board of Supervisors of the City and County of San Francisco hereby commends Hotel Nikko for its leadership role in providing benefits to domestic partners of its employees.

SUPERVISOR AMMIANO, NEWSOM, TENG, KATZ, LENO

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 14, 1998

Ayes: Supervisors Ammiano Bierman Brown Katz Kaufman Leno Medina Newsom Teng Yaki

Absent: Supervisor Yee

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1452

SEP 18 1998

Date Approved

Mayor

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FILE NO. 98-1132 RESOLUTION NO. 744-98

[Alice B. Toklas Place]

RENAMING MYRTLE STREET FROM VAN NESS AVENUE TO POLK STREET RUNNING EAST TO WEST, ALICE B. TOKLAS PLACE.

WHEREAS, Alice B. Toklas was born in 1877 at 922 O'Farrell (adjacent to Myrtle Street) Street in San Francisco; and,

WHEREAS, Alice B. Toklas is a symbol of unwavering strength and leadership for the Lesbian/Gay/Bisexual/Transgender community; and,

WHEREAS, The community has brought forward this proposal and has expressed overwhelming support for an Alice B. Toklas Place in recognition of her importance to the Lesbian/Gay/Bisexual/Transgender Community; and,

WHEREAS, At a time when women's lives were clearly identified through men, Alice B. Toklas' and Gertrude Stein's relationship continues to be a source of inspiration for those who celebrate diversity and stand up for civil and human rights; and,

WHEREAS Alice B. Toklas spent many years in San Francisco, living at this location with her family; and,

WHEREAS, Myrtle Street is an alley that runs east to west from Van Ness Avenue to Polk Street; and,

WHEREAS, Burnham Pacific Properties, Inc., the developer of the new theater complex at the site, which would be the sole property affected, is very supportive of the proposal to rename Myrtle Street to Alice B. Toklas Place; and,

WHEREAS, The act of renaming streets in this City is very rare and is reserved for unique circumstances; and,

WHEREAS, Alice B. Toklas Place is a unique and significant proposal because of Toklas' profound literary and cultural contributions to the community; and,

///

WHEREAS, Alice B. Toklas Place would also be unique because it would have no impact on the current residences on the adjoining two blocks of this three block alley which will retain Myrtle as their street name; now, therefore, be it

RESOLVED, That the Board of Supervisors in the City and County and County of San Francisco, in honor of Alice B. Toklas, does rename the one block of Myrtle Street from Van Ness Avenue to Polk Street running east to west, Alice B. Toklas Place.

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1132

SEP 2 5 1998
Date Approved

ACTING Mayor

FILE NO. 98-1366 RESOLUTION NO. 745-98

[Appropriations Limit]

ESTABLISHING THE APPROPRIATIONS LIMIT FOR FISCAL YEAR 1998-99 PURSUANT TO CALIFORNIA CONSTITUTION ARTICLE XIII B.

WHEREAS, Article XIII B of the California Constitution provides that the annual appropriations of the City and County of San Francisco which are subject to said Article may not exceed the Appropriations Limit for the prior year, with adjustments as provided in said Article XIII B; and

WHEREAS, The California Government Code, Section 7901, defines the terms, and Section 7902 (b) sets forth the equations to be used to determine San Francisco's annual Appropriations Limit, according to the following formula:

"(b) For the 1981-82 fiscal year and each year thereafter, the appropriations limit of the state and each local jurisdiction shall equal the appropriations limit for the prior fiscal year multiplied by the lesser of the change in cost of living for the calendar year in which the fiscal year begins or the change in California per capita personal income for the calendar year preceding the beginning of the fiscal year for which the appropriations limit is to be determined, the product multiplied by the change in population of the local jurisdiction for the calendar year preceding the beginning of the fiscal year for which the appropriations limit is to be determined, and adjusted for other changes required or permitted by Article XIII B of the California Constitution." And,

WHEREAS, The resulting calculation establishing San Francisco's 1998-99 Appropriations Limit is:

$ 1,311,807,188 X 1.0415 X 1.0202 = $ 1,393,845,379; and

WHEREAS, For future Appropriations Limit calculations pursuant to said Article, the City will use the gross appropriations limit of $1,393,845,379; and

WHEREAS, This matter has been considered at a regularly scheduled meeting of the Board of Supervisors for the City and County of San Francisco; and

WHEREAS, The documentation used to determine the Appropriations Limit for the City and County of San Francisco for fiscal year 1998-99 was available for public inspection in the office of the Clerk of the Board of Supervisors for at least fifteen (15) days prior to said regularly scheduled meeting; now, therefore, be it

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RESOLVED, That the City and County of San Francisco elects to use the percentage change in California per capita personal income from the previous year as the measure of "change in the cost of living" for purposes of computation of its Appropriations Limit pursuant to Article XIII B of the California Constitution for fiscal year 1998-99; and

RESOLVED, That the net appropriations limit for fiscal year 1998-99 is established at $1,393,845,379.

RECOMMENDED: _____
Edward Harrington,
Controller

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

_____
Clerk

File No. 98-1366

SEP 25 1998
Date Approved

_____
ACTING Mayor

FILE NO. 98-1373 RESOLUTION NO. 746-98

[Sewer Emergency]

APPROVING THE EXPENDITURE OF FUNDS FOR THE EMERGENCY WORK TO REPLACE THE STRUCTURALLY INADEQUATE SEWER IN SPRUCE STREET FROM SACRAMENTO STREET TO CALIFORNIA STREET.

WHEREAS, On March 10, 1998, Sewer Operations of the Public Utilities Commission identified an emergency condition on Spruce Street from Sacramento Street to California Street; and,

WHEREAS, The existing sewer had failed, and immediate replacement was required in order to protect the health, welfare, and property of the Citizens of San Francisco; and,

WHEREAS, DPW's Bureau of Engineering prepared the Plans and Specifications for Contract No. CW-172, "Spruce Street Emergency Sewer Replacement" to replace the existing 12-inch diameter sewer in Spruce Street from Sacramento Street to California Street; and,

WHEREAS, The Contractor, Harty Pipelines, Inc. began the emergency work on March 19, 1998 and completed it on April 9, 1998; and,

WHEREAS, The cost of the work is estimated to be $78,151.74, of which $55,501.74 is for the Construction Contract. Funds are available from the R&R Fund (Fund 5C/CPF/R&R, FAMIS Project No. CENRNRR961, Job Order No. 1595N); and,

WHEREAS, Because this was an emergency contract, HRC subcontracting goals were not established by the HRC Contract Compliance Officer assigned to monitor the sewer Repair and Replacement Program; and,

WHEREAS, The Public Utilities Commission, in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, declared the existence of an emergency; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds for the emergency work to replace the structurally inadequate sewer in Spruce Street from Sacramento Street to California Street.

Public Utilities Commission
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1373

SEP 25 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1374 RESOLUTION NO. 747-98

[Sewer Emergency]

APPROVING THE EXPENDITURE OF FUNDS FOR THE EMERGENCY WORK TO REPAIR THE STRUCTURALLY INADEQUATE SEWER IN ORDWAY STREET FROM BRUSSELS STREET TO GOETTINGEN STREET.

WHEREAS, On March 12, 1998, PUC Sewer Operations identified an emergency condition at Ordway Street from Brussels Street to Goettingen Street; and,

WHEREAS, The existing sewer had failed, and immediate repair was required in order to protect the health, welfare, and property of the Citizens of San Francisco; and,

WHEREAS, DPW's Bureau of Engineering prepared the Plans and Specifications for Contract No. 1596N, "Ordway Street Emergency Sewer Replacement" to replace the existing 12-inch diameter sewer in Ordway Street from Brussels Street to Goettingen Street; and,

WHEREAS, The Contractor, Harty Pipelines, Inc. began the emergency work on March 26, 1998 and completed it on April 21, 1998; and,

WHEREAS, The cost of the work is estimated to be $68,740.00, of which $50,740.00 is for the Construction Contract. Funds are available from the R&R Fund (Fund 5C/CPF/R&R, FAMIS Project No. CENRNRR966, Job Order No. 1596N); and,

WHEREAS, Because this was an emergency contract, HRC subcontracting goals were not established by the HRC Contract Compliance Officer assigned to monitor the sewer Repair and Replacement Program; and,

WHEREAS, The Public Utilities Commission, in accordance with the provisions of Section 6.30 of the Administrative Code of the City and County of San Francisco, declared the existence of an emergency; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the expenditure of funds for the emergency work to repair the structurally inadequate sewer in Ordway Street from Brussels Street to Goettingen Street.

Public Utilities Commission

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1374

SEP 25 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1377 RESOLUTION NO. 748-98

[ACCEPTANCE OF A GIFT]

RESOLUTION AUTHORIZING, RETROACTIVELY, THE ACCEPTANCE OF A GIFT OF THE LOAN OF ALTERNATIVE FUEL VEHICLES AND PORTABLE CHARGING INFRASTRUCTURE FROM GENERAL MOTORS/SATURN CORPORATION AND HONDA TO BE USED BY THE DEPARTMENT OF ADMINISTRATIVE SERVICES TO DEMONSTRATE CLEAN FUEL VEHICLE TECHNOLOGY.

WHEREAS, The City and County of San Francisco is a leader in efforts to improve air quality throughout the San Francisco Bay Area; and

WHEREAS, The City and County of San Francisco is actively promoting the use of clean fuels to reduce vehicle emissions; and

WHEREAS, New developments in alternative fuel vehicle technology have made zero and ultra low emission vehicles an exciting option for the City and County fleet; and

WHEREAS, General Motors, Saturn Corporation, and Honda have made six (6) alternative fuel vehicles available for demonstration purposes; and

WHEREAS, The lease value of these vehicles is approximately $400 per month, per vehicle, now, therefore, be it

RESOLVED, That the Board of Supervisors authorize, retroactively, acceptance of the loan of clean fuel vehicles and charging infrastructure for the purpose of further demonstrating this technology.

FURTHER RESOLVED, That the Director of Administrative Services will submit a report to the Board of Supervisors estimating the value of this gift by December 31, 1998, and every 6 months thereafter.

Department of Administrative Services

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1377

SEP 25 1998
Date Approved

ACTING Mayor

FILE NO. 98-1378 RESOLUTION NO. 749-98

[AUTHORIZING EMERGENCY RECONSTRUCTION OF THE RETAINING WALL AT CLAYTON STREET]

FINDING AND DECLARING A PUBLIC EMERGENCY EXISTS AT CLAYTON STREET; AUTHORIZING THE DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS TO TAKE NECESSARY MEASURES IN THE MOST EXPEDITIOUS MANNER TO PROTECT THE PUBLIC SAFETY, HEALTH, WELFARE, AND PROPERTY OF THE CITIZENS OF SAN FRANCISCO FROM THE DANGEROUS CONDITION CREATED BY THE FAILURE OF THE RETAINING WALL AT CLAYTON STREET; AND, BECAUSE OF THIS EMERGENCY, AUTHORIZING THE DIRECTOR TO ENTER INTO AGREEMENTS OF INDEMNITY.

WHEREAS, Extensive rains during the 1997-1998 rainy season caused the failure of a retaining wall at Clayton Street, between Twin Peaks Boulevard and Greystone Terrace ~~Corbett Avenue and Pemberton Place~~; and,

WHEREAS, The failure of the retaining wall has created a dangerous condition which threatens the public safety, health, welfare, and property of the citizens of San Francisco; and

WHEREAS, The Director of the Department of Pubic Works has determined that because of the approaching rainy season, the dangerous condition at Clayton Street is an emergency which requires the City to take immediate remedial action to reconstruct the retaining wall before the next rainy season; and

WHEREAS, The Director of the Department of Pubic Works has determined that the cost of an emergency reconstruction of the retaining wall is three hundred forty-seven thousand five hundred dollars ($347,500); and

WHEREAS, The Director of the Department of the Public Works has determined that it is at best extremely difficult to retain necessary consultants and contractors to assist the City in this emergency without an agreement of indemnity; now, therefore, be it

RESOLVED, That the Board of Supervisors finds and declares that an emergency exists at Clayton Street, between Twin Peaks Boulevard and Greystone Terrace, the emergency is due to the dangerous condition resulting from the failure of the retaining wall and the approaching rainy season, and that the emergency requires that prompt remedial action be taken to safeguard the lives, safety and property of the citizens of the City and County of San Francisco; and be it

FURTHER RESOLVED, That the Director of the Department of Public Works is hereby authorized to take all necessary emergency measures in the most expeditious manner to protect the public safety, health, welfare, and property of the citizens of the City and County of San Francisco; and be it

FURTHER RESOLVED, That the Director of the Department of Public Works be and is hereby authorized to enter into agreements to hire necessary consultants and contractors, which agreements may contain an indemnification provision indemnifying the consultants and contractors from claims or other losses, except those caused by or resulting from the gross negligence or intentional acts or omissions of the consultants or contractors, their officers, agents, or employees; and be it

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FURTHER RESOLVED, That the Director of the Department of Public Works is hereby authorized to use money from the Department of Public Works Capital Improvement Project Funds, to perform the necessary work which is expected to cost approximately three hundred forty-seven thousand five hundred dollars ($347,500); and, be it

FURTHER RESOLVED, That the City Attorney and the Department of Public Works are requested to seek to recover from the adjacent property owners, to the extent possible, the property owner's fair share of the expenses required to restore the retaining wall.

MARK PRIMEAU
Director of the Department of Public Works

ROBERT CARLSON
Deputy Director for Financial Management and Administration

APPROVED AS TO FORM
AND RECOMMENDED:

LOUISE H. RENNE
City Attorney

LYNDON Y. CHEE
Deputy City Attorney

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
98-1378

SEP 25 1998
Date Approved

ACTING Mayor

FILE NO. 98-1415 RESOLUTION NO. 750-98

[AIRPORT ADMINISTRATION]

APPROVING THE CONTROLLER'S CERTIFICATION THAT AIRPORT INFORMATION BOOTH SERVICES AT SAN FRANCISCO INTERNATIONAL AIRPORT CAN BE PRACTICALLY PERFORMED BY PRIVATE CONTRACTOR AT A LOWER COST THAN IF WORK WERE PERFORMED BY CITY EMPLOYEES AT PRESENTLY BUDGETED LEVELS.

WHEREAS, The electorate of the City and County of San Francisco adopted a new charter effective July 1, 1996 which in Section 10.104(15) incorporates the provisions of Proposition "J" adopted November 1976, adding Section 8.300-1 to the 1932 Charter, allowing City Departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and County employees; and,

WHEREAS, The Controller has certified on April 16, 1998, that the services involved in the management and operations of an Airport Information Booth Program at San Francisco International Airport can be practically performed by Polaris Research and Development at a lower cost to the City and County of San Francisco than if such services were performed by employees of the City and County of San Francisco; now, therefore, be it

RESOLVED, That, pursuant to Section 10.104(15) of the Charter, this Board of Supervisors hereby approves said Controller's Certification.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1415

SEP 25 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1484 RESOLUTION NO. 751-98

[CEQA Findings for Zoning Map Amendment and South of Market General Plan Amendment]
ENDORSING THE PLANNING COMMISSION'S CERTIFICATION OF THE FINAL ENVIRONMENTAL IMPACT REPORT AND ADOPTING ENVIRONMENTAL FINDINGS (AND STATEMENT OF OVERRIDING CONSIDERATIONS) PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND STATE GUIDELINES IN CONNECTION WITH A ZONING MAP AMENDMENT AND RELATED AMENDMENTS TO THE SOUTH OF MARKET AREA PLAN OF THE SAN FRANCISCO GENERAL PLAN.

WHEREAS, A proposed ordinance to amend the Zoning Map of the City and County of San Francisco for a portion of Assessor's Block 3787, which block is bounded by Fourth Street, Brannan Street, Third Street and Townsend Street, to change the height and bulk district classification for Lot 31 of said Block from 50-X to a 65-X height and bulk district was introduced at the Board of Supervisors and referred by the Clerk of the Board to the Planning Commission for consideration; and,

WHEREAS, In order to accommodate said Zoning Map change and the proposed 475 Brannan Street Project, certain modifications to the South of Market Area Plan of the San Francisco General Plan are required; and

WHEREAS, Pursuant to a request to initiate amendments to the South of Market Area Plan to accommodate said Zoning Map change, on August 6, 1998, the Planning Commission, by Resolution No. 14669, initiated amendments to the South of Market Area Plan of the San Francisco General Plan to modify Map 5 of the South of Market Area Plan to increase the height designation for structures on Lot 31, Block 3787 from 50-X to 65-X and to make other technical corrections to said Map 5, all as more specifically described in said Resolution; and

WHEREAS, The proposed change in the height limit for Lot 31, Block 3787 has been analyzed pursuant to the California Environmental Quality Act ("CEQA") in the Final Environmental Impact Report No. 97.470E for the Project; and

WHEREAS, The Planning Commission by its Resolution No. 14664, a copy of which is contained in Board File No. 98-1484, found the Final Environmental Impact Report ("FEIR") to be adequate, accurate and objective, and certified said FEIR in compliance with CEQA, the State CEQA Guidelines and Chapter 31 of the San Francisco Administrative Code; and

WHEREAS, In certifying the FEIR, the Planning Commission found that the Project will have a project-specific significant effect on the environment by resulting in the substantial adverse change to a potential historical resource (475 Brannan Street building) as a result of physical alterations to that building and that while the building does not technically meet the definition of an historical resource contained in CEQA Section 21084.1, the FEIR analysis conservatively assumes that the building is an historical resource potentially subject to significant impact; and

WHEREAS, Pursuant to CEQA, the Planning Commission considered alternatives to the Project described in the FEIR, which would reduce or avoid the project-specific impact of the Project, and rejected them as infeasible for the reasons set forth in its Motion No. 14685 approving office spaces in the Project, a copy of which Motion is contained in Board File No. 98-1484; and

WHEREAS, After balancing unavoidable significant and other adverse effects on the environment and the benefits of the Project, the Planning Commission concluded, in its Motion No. 14685, that the benefits of the Project outweighed any unavoidable adverse effects on the environment, which it found to be acceptable, and that the social, economic,

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and environmental benefits of the Project constituted overriding considerations justifying approval; and

WHEREAS, The Commission adopted a Mitigation Monitoring and Reporting Program for the 475 Brannan Street Project, a copy of which is contained in Board File No. 98-1484; now, therefore, be it

RESOLVED, That the Board of Supervisors has reviewed and considered Planning Commission No. 14664 certifying the FEIR and finding the FEIR adequate, accurate and objective and reflecting the independent judgment of the Planning Commission, and hereby endorses and adopts Planning Commission Motion No. 14664 and incorporates the same herein by this reference; and be it

FURTHER RESOLVED, That the Board of Supervisors has reviewed and considered the CEQA findings adopted by the Planning Commission in its Motion No. 14685 and the Mitigation Monitoring and Reporting Program for the 475 Brannon Street Project, copies of which are contained in Board File No. 98-1484, and hereby endorses and adopts them as its own and incorporates the same herein by reference; and

FURTHER RESOLVED, That since the Planning Commission certified the FEIR, there have been (1) no substantial changes to the Project that would require major revisions to the FEIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant impacts, (2) no substantial changes to the circumstances under which the Project is undertaken that would require major revisions to the FEIR due to the involvement of new significant environmental effects or a substantial increase in the severity of previously identified significant impacts, and (3) no new information of substantial importance that has become available which would change the conclusion of the FEIR.

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1484

SEP 25 1998
Date Approved

ACTING Mayor

FILE NO. 98-1505 RESOLUTION NO. 752-98

[Donation of Pickup Truck]

DIRECTING THE DEPARTMENT OF PURCHASING TO DONATE THE NEXT AVAILABLE FULL-SIZE ONE TON PICKUP TRUCK FROM ITS SURPLUS FLEET OF VEHICLES TO THE YOUTH-RUN SUNRISE SIDEWALK CLEANERS.

WHEREAS, Sunrise Sidewalk Cleaners, a youth-run steam-cleaning business created by the Columbia Park Boys and Girls Club has served as an outstanding model for youth entrepreneurship in the City of San Francisco; and,

WHEREAS, Sunrise Sidewalk Cleaners contributes to the economic revitalization of the City's neighborhoods by providing important steam-cleaning services to storefronts and sidewalks; and,

WHEREAS, Sunrise Sidewalk Cleaners is providing much needed training and employment opportunities to Mission District youth who are thus empowered to become proficient business and community leaders; and

WHEREAS, Sunrise Sidewalk Cleaners relies on a one ton pickup truck to conduct its daily steam-cleaning business; and

WHEREAS, The 1978 Sierra Grande flatbed truck currently being used by Sunrise is in poor working condition, is running up high repair bills and is potentially dangerous for youth staff; and,

WHEREAS, The age and condition of the truck's engine result in very poor gas mileage, approximately 3-4 miles per gallon, increasing Sunrise's expenses for additional work contracts in the Bay Area; and,

WHEREAS, Sunrise Sidewalk Cleaners currently has over 105 clients, and the frequency of work requires a safe and dependable vehicle; and,

WHEREAS, A newer one ton pickup truck increases Sunrise's reliability and allows the group to install a water tank, raising its level of service to industry standards and thus increasing the group's success, profit margin and capability to provide affordable service for San Francisco merchants and residents and become a self-sufficient enterprise; now, therefore be it

RESOLVED, That the San Francisco Board of Supervisors directs the Department of Purchasing to donate the next available full-size one ton pickup truck from its surplus fleet to the youth-run Sunrise Sidewalk Cleaners.

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1505

SEP 25 1998
Date Approved

ACTING Mayor

FILE NO. 98-1506 RESOLUTION NO. 753-98

URGING THE UNITED STATES SENATE TO PASS H.R. 118

WHEREAS, The philosophical foundation of our nation rests, in part, on the premise that we are all created equal regardless of race, color or creed; and,

WHEREAS, Across our nation, motorists of color daily experience the phenomenon of racial profiling whereby law enforcement personnel use a motorist's ethnicity and race in determining whether or not to stop his or her vehicle; and,

WHEREAS, For example, a recent case filed by the ACLU in Maryland revealed that while over 75% of all drivers stopped and searched by police were African American, only 17% of drivers in that area were African American; and,

WHEREAS, Racial profiling also adversely impacts Latinos, Asian Americans and other racial minorities; and,

WHEREAS, The Traffic Stops Statistics Study Act of 1998, H.R. 118, also known as "Driving While Black," passed the US House of Representatives on March 24, 1998, and would require the Department of Justice to conduct a study of stops for routine traffic violations by law enforcement officers that would include consideration of such factors as race or ethnicity, the approximate age of the stopped motorist, and whether a search was instituted as a result of the stop; and,

WHEREAS, H.R. 118 merely investigates the phenomenon of racial profiling and would provide us with data to determine if further action is warranted; now, therefore, be it

RESOLVED, That the City and County of San Francisco urges the United States Senate to pass H.R. 118.

Supervisor Amos Brown, Katz, Leno, Medina

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1506

SEP 25 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1507 RESOLUTION NO. 754-98

[Oppose Riggs Amendment to H.R. 4194 - VA-HUD Appropriations Bill]

OPPOSING THE RIGGS AMENDMENT TO H.R. 4194 - VA-HUD APPROPRIATIONS BILL

WHEREAS, On July 30, 1998, the House of Representatives passed, by only two votes, the so-called Riggs Amendment to the VA-HUD Appropriations Bill; and,

WHEREAS, This amendment will restrict millions of dollars of federal housing funds earmarked for San Francisco unless the City does not use the funds to implement any section of Chapter 12B of the San Francisco Administrative Code, San Francisco's anti-discrimination ordinance; and,

WHEREAS, The VA-HUD Appropriations includes funding for homeless programs, housing programs for people living with HIV/AIDS, low-income elderly housing and lead abatement programs; and,

WHEREAS, Over 30,000 people in the City and County of San Francisco could be put in jeopardy in order to punish San Francisco for its progressive anti-discrimination government policies; and,

WHEREAS, Prohibiting the City and County of San Francisco from ensuring non-discrimination within programs under its jurisdiction represents an unprecedented intrusion in local government autonomy and marks a significant retreat in the nation's bipartisan commitment to effective civil rights enforcement; and,

WHEREAS, State and local governments have a compelling interest in expanding employment opportunities and ensuring that taxpayer dollars are not inadvertently used to subsidize discrimination; now, therefore, be it,

BOARD OF SUPERVISORS Supervisor Leslie R. Katz, Leno, Ammiano, Kaufman, Newsom
Teng, Yaki, Medina, Brown & Bierman

RESOLVED, That the San Francisco Board of Supervisors encourages members of the Conference Committee on H.R. 4194 to reject the Riggs Amendment to the VA-HUD Appropriations Bill.

BOARD OF SUPERVISORS Supervisor Leslie R. Katz, Leno, Ammiano

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1507

SEP 2 5 1998
Date Approved

ACTING Mayor

FILE NO. 98-1512 RESOLUTION NO. 755-98

[Supporting Hormel]

SUPPORTING THE NOMINATION OF JAMES HORMEL AS AMBASSADOR TO LUXEMBOURG AND URGING THE UNITED STATES SENATE LEADERSHIP TO ACT ON HIS NOMINATION.

WHEREAS, On October 6, 1997 the President of the United States nominated San Francisco citizen James Hormel to the post of Ambassador to Luxembourg; and,

WHEREAS, The nomination of James Hormel has languished in the United States Senate for almost one year and has been prevented by the personal prejudices of the Senate leadership from coming to a vote before the entire Senate; and,

WHEREAS, The majority of United States Senators, including California Senators Boxer and Feinstein express their support for James Hormel's nomination and express their disgust with the denial of the democratic process which would allow for the Senate to vote on the nomination; and

WHEREAS, The government of Luxembourg confirmed their acceptance of James Hormel as Ambassador to their nation; and,

WHEREAS, The sole reason the Senate leadership refuses to bring the nomination to the Senate for a vote is the sexual orientation of James Hormel; and,

WHEREAS, Mr. Hormel's employment qualifications include service as an Alternate Representative of the U.S. Delegation to the 51st Session of the United Nations Human Rights Commission; and,

WHEREAS, Over 70% of the citizens of the United States have repeatedly confirmed in multiple polls that they disapprove of employment discrimination on the basis of sexual orientation; and,

SUPERVISORS
LENO Katz, Ammiano, Bierman, Brown, Kaufman, Medina, Newsom, Teng, Yaki
BOARD OF SUPERVISORS

WHEREAS, Twenty-four Republican and forty-one Democrat Senators have indicated in writing that sexual orientation is not a consideration for them in the hiring, promoting, or terminating of an employee in their own offices; and,

WHEREAS, The Senate Foreign Relations Committee, under the Chairmanship of Senator Jesse Helms, has overwhelmingly recommended the nomination be passed to the full Senate for its consideration; and,

WHEREAS, The radical right wing and religious political extremists have maliciously lied, misrepresented and defamed San Francisco, its citizens, and James Hormel in an attempt to block Mr. Hormel's confirmation as Ambassador to Luxembourg; and,

WHEREAS, James Hormel has proven himself to be a magnanimous philanthropist for the City and County of San Francisco, providing and promoting education, health, art, and culture for all San Franciscans; now, therefore, be it

RESOLVED, That the Board of Supervisors confirms its support for the nomination of James Hormel as Ambassador to Luxembourg; and, be it

FURTHER RESOLVED, That the Board of Supervisors urges the United States Senate leadership to allow the nomination to come to a vote; and, be it

FURTHER RESOLVED, That the Mayor forward a copy of this legislation to the United States Senate Majority Leader, Senator Trent Lott, with a request that the nomination of James Hormel go to a vote.

LENO
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1512

SEP 25 1998
Date Approved

ACTING Mayor

ORIGINAL
When Stamped in Red

FILE NO. 98-1513 RESOLUTION NO. 756-98

[Office of Juvenile Justice and Delinquency Prevention]

AUTHORIZING THE MAYOR'S CRIMINAL JUSTICE COUNCIL TO ACCEPT AND EXPEND FUNDS IN THE AMOUNT OF $274,409 FROM THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION (OJJDP),TO SUPPORT THE IMPLEMENTATION OF THE COMPREHENSIVE EFFORT TO REFORM THE JUVENILE JUSTICE SYSTEM OF THE CITY AND COUNTY OF SAN FRANCISCO.

WHEREAS, OJJDP is the agency within the U.S. Department of Justice which provides grants to local and state governments across the nation to support innovative programs for juvenile justice and delinquency prevention; and,

WHEREAS, on July 21, 1998 the U.S. Department of Justice OJP awarded the Mayor's Criminal Justice Council of the City and County of San Francisco $274,409 for fiscal year 1998-99 to support program activities of the Mayor's Juvenile Justice Action Plan; and,

WHEREAS, the project period of this grant award is from July 1, 1998 to June 30, 2001, and funds will be renewable each fiscal year contingent on federal appropriations; and,

WHEREAS, the entire award by OJJDP of the U.S. Department of Justice funds direct services, it is requested that indirect costs be waived; now, therefore, be it

RESOLVED, That the City and County of San Francisco hereby authorizes the Director of the Mayor's Criminal Justice Council to accept and expend $274,409 from the U.S. Department of Justice, Office of Juvenile Justice and Delinquency Prevention in support of the Mayor's Juvenile Justice Action Plan.

KIMIKO BURTON
DIRECTOR, M.C.J.C.

WILLIE L. BROWN, JR.
MAYOR

for EDWARD HARRINGTON
CONTROLLER

Supervisor Medina

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1513

SEP 25 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1514 RESOLUTION NO. 757-98

[Greek Community Commemorative Plaque]

URGING THE CREATION AND SITING OF A COMMEMORATIVE PLAQUE TO HONOR THOSE OF GREEK ANCESTRY WHO HELPED MAKE SAN FRANCISCO AN INCREDIBLY DIVERSE AND VIBRANT CITY.

WHEREAS, San Francisco is a City with a unique aggregation of different communities of ancestry; and,

WHEREAS, Persons of Greek ancestry comprise one of the pioneer communities that founded San Francisco; and,

WHEREAS, Persons of Greek ancestry, including such luminaries as former Mayor George Christopher and former Supervisor Peter Tamaras, have made extraordinary contributions to the history of San Francisco; and,

WHEREAS, San Franciscans of Greek ancestry form the largest and most viable Greek colony west of the Mississippi River; and,

WHEREAS, The creation and siting of a commemorative plaque in the South of Market Area, that neighborhood which became the center Greek settlement, would be an appropriate way to honor that community's contributions; now, therefore, be it

RESOLVED, That the Department of Public Works take all appropriate steps to ensure that a plaque commemorating San Francisco's Greek community is created and sited in an appropriate place within the South of Market district; and be it

FURTHER RESOLVED, That a copy of this resolution be sent to Mr. George Daskarolis, 21 Knoll Ridge Way, Oakland, CA 94619.

SUPERVISOR GAVIN NEWSOM, Katz, Leno, Medina

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1514

SEP 25 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1515 RESOLUTION NO. 758-98

[Urging Traffic Lights be Installed at Geneva Ave. and Madrid St.]

URGING THE DEPARTMENT OF PARKING AND TRAFFIC TO INSTALL TRAFFIC LIGHTS AT THE INTERSECTION OF GENEVA AVENUE AND MADRID STREET.

WHEREAS, On July 16, 1998, Rizalyne Melad was killed by a hit-and-run driver while she crossed Geneva Avenue at the intersection of Madrid Street; and

WHEREAS, Ms. Melad was 18 years old, had just graduated from Phillip and Sala Burton High School, and was on her way to the first day at her new job; and

WHEREAS, The hit-and-run driver has, to date, not been identified or apprehended; and

WHEREAS, This incident was the second fatality at the intersection of Geneva Avenue and Madrid Street in 1998; and

WHEREAS, On August 13, 1998, the Department of Transportation's Interdepartmental Staff Committee on Traffic and Transportation recommended placing "STOP" signs at the intersection of Geneva Avenue and Madrid Street, making the intersection an all-way "STOP"; and

WHEREAS, A four-way traffic light at the intersection of Geneva Avenue and Madrid Street is the only responsible solution to the inherent danger that the intersection of Geneva Avenue and Madrid Street poses to the health and safety of the community; now, therefore, be it

RESOLVED, That the Board of Supervisors for the City and County of San Francisco hereby urges the Department of Parking and Traffic

to install traffic lights at the intersection of Geneva Avenue and Madrid Street.

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1515

SEP 25 1998
Date Approved

ACTING Mayor

FILE NO. 98-1519 RESOLUTION NO. 759-98

[Messenger Appreciation Day]

DESIGNATING OCTOBER 9, 1998 AS MESSENGER APPRECIATION DAY.

WHEREAS, Messengers are a common sight on the downtown streets of San Francisco: more than 350 bicycle messengers work for over 30 companies that engage in the same day urgent delivery business which keeps the wheels of commerce moving smoothly and efficiently; and

WHEREAS, These same messenger companies employ thousands of additional employees who deliver packages on foot or by truck, car or motorcycle; and

WHEREAS, These employees are an integral part of the City's business machinery and they risk life and limb every day so that the City can function; and

WHEREAS, Many of these workers work long hours for low wages and minimal benefits; and

WHEREAS, The City and County of San Francisco believes that all its workers should receive a living wage, good benefits and healthy and safe working environment; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco expresses its appreciation to the messenger community for the vital contributions that they make to the business and commerce of our great City and wishes to remember the messenger workers who have died in the course of carrying out their vital duties by designating October 9, 1998 as Messenger Appreciation Day.

SUPERVISOR AMMIANO, LENO, MEDINA

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1519

SEP 25 1998

Date Approved

Mayor

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FILE NO. 98-1520 RESOLUTION NO. 760-98

COMMENDING THE SPONSORS OF THE UPCOMING LINUS PAULING AND THE TWENTIETH CENTURY EXHIBITION AND RECOGNIZING THE REMARKABLE ACHIEVEMENTS OF DR. LINUS PAULING.

WHEREAS, The unprecedented recognition Dr. Pauling received as the recipient of two unshared Nobel Prizes, one for chemistry in 1954 and one for peace in 1962, underscores his achievement as both a scientist and a humanist; and

WHEREAS, While possessing one of this century's greatest scientific minds, at the same time, Dr. Pauling was a humanist who devoted his entire life to peace and democracy; and

WHEREAS, His life still serves as a model for those who face moral dilemmas, especially scientists; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends the sponsors of the upcoming Linus Pauling and the Twentieth Century Exhibition and recognizes the remarkable achievements of Dr. Linus Pauling.

SUPERVISOR KAUFMAN, KATZ, MEDINA, NEWSOM

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1520

SEP 25 1998

Date Approved

ACTING Mayor

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FILE NO. 98-1521 RESOLUTION NO. 761-98

[Commending Merrill-Lynch]

COMMENDING MERRILL LYNCH FOR PROVIDING DOMESTIC PARTNERS BENEFITS TO ITS EMPLOYEES.

WHEREAS, Merrill Lynch is a global financial services organization which employs 60,000 persons world-wide; and,

WHEREAS, Merrill Lynch has determined that it makes good business sense to offer domestic partnership benefits; and,

WHEREAS, Merrill Lynch has agreed to join companies such as AT&T, Walt Disney, IBM, Sun Microsystems, and Eastman Kodak in offering same sex domestic partnership benefits as part of its "extended family members" benefits package; now, therefor, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Merrill Lynch for its business acumen and commitment to fairness for all its employees; and, be it

FURTHER RESOLVED, That the Mayor forward a copy of this legislation to Merrill Lynch at their world headquarters in New York City.

SUPERVISORS
LENO , KATZ, AMMIANO, MEDINA, NEWSOM
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1521

SEP 25 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1522 RESOLUTION NO. 762-98

["Tai Seng - TVB Day" in San Francisco]

COMMENDING TELEVISION LIMITED ("TVB") FOR ITS DISTINGUISHED ACHIEVEMENTS IN THE WORLD OF ENTERTAINMENT AND DECLARING SEPTEMBER 18, 1998 "TAI SENG - TVB DAY" IN SAN FRANCISCO.

WHEREAS, Television Broadcasts Limited ("TVB") was established by Run Run Shaw more than 30 years ago, and has become the largest producer of Chinese language television programs in Hong Kong; and,

WHEREAS, TVB is one of the top five television producers in the world with programs that have international appeal and recognition and are enjoyed by Cantonese, Mandarin, Vietnamese, Cambodian, Thai, and Korean speaking viewers throughout the world, including the San Francisco Bay Area; and,

WHEREAS, Tai Seng Video Marketing is the largest United States distributor of Asian language video programs and an exclusive distributor of TVB programs for the home video market; and,

WHEREAS, Tai Seng is hosting the "TVB Fan Club" performances on September 18, 1998 at the Nob Hill Masonic Center Auditorium in San Francisco for thousands of appreciative viewers of TVB programs in the San Francisco Bay Area, Los Angeles, Chicago and Honolulu, featuring Nick Ka-Fai Cheung, Maggie Ho-Yee Cheung, Amy Kwok, and Melissa Mei Heng Ng; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Television Broadcasts Limited ("TVB") and Tai Seng for its distinguished achievements in the world of entertainment; and, be it

SUPERVISOR TENG, LENO, MEDINA, NEWSOM

BOARD OF SUPERVISORS

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco declare September 18, 1998 "Tai Seng - TVB Day" in San Francisco.

SUPERVISOR TENG

BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1522

SEP 25 1998
Date Approved

ACTING Mayor

September 22, 1998.

FILE NO. 98-1611

RESOLUTION NO. 763-98
RO#98012

[Settlement of Grievance]

AUTHORIZING SETTLEMENT OF THE GRIEVANCE OF ANDREW STELMAN FILED PURSUANT TO THE MEMORANDA OF UNDERSTANDING BETWEEN THE INTERNATIONAL FEDERATION OF PROFESSIONAL AND TECHNICAL ENGINEERS, LOCAL 21, AFL-CIO, AND THE CITY AND COUNTY OF SAN FRANCISCO IN THE AMOUNT OF THIRTY-FIVE THOUSAND DOLLARS ($35,000.00).

Be it Resolved, that the Board of Supervisors hereby authorizes the Human Resources Director, to settle the grievance of Andrew Stelman filed by the International Federation of Professional and Technical Engineers. Local 21, AFL-CIO, pursuant to the Memoranda of Understanding for the amount of Thirty-Five Thousand Dollars ($35,000.00).

APPROVED AS TO FORM
LOUISE H. RENNE
CITY ATTORNEY

*
VICKI A. CLAYTON
CHIEF LABOR ATTORNEY

FUNDS AVAILABLE
IN DEPARTMENT BUDGET

EDWARD HARRINGTON
CONTROLLER

ANDREA GOURDINE
HUMAN RESOURCES DIRECTOR

2S-PWF-OTF 90-00-00
DPWA1PWFPTO 05311 $35,000.00

*See original for signature

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1611

SEP 30 1998
Date Approved

ACTING Mayor

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FILE NO. 98-1511 RESOLUTION NO. 764-98

[Urging Legal Action Against the Department of Corrections]

URGING THE CITY ATTORNEY TO INSTITUTE AN INVESTIGATION AND CONSIDER LEGAL PROCEEDINGS AGAINST THE CALIFORNIA DEPARTMENT OF CORRECTIONS FOR IMPROPER ADMINISTRATION OF HIV MEDICATION AND FOR PROVIDING INADEQUATE MEDICATION AND INFORMATION UPON RELEASE OF HIV INFECTED PERSONS.

WHEREAS, The California Department of Corrections currently incarcerates approximately 160,000 individuals; and,

WHEREAS, The Department of Corrections identifies 1,500 incarcerated persons as HIV infected; and,

WHEREAS, The California Department of Corrections has estimated that the actual number of HIV infected persons in the prison system is 4,500; and,

WHEREAS, Prisoner advocacy groups estimate that 10,000 HIV infected persons are incarcerated in state prisons managed by the California Department of Corrections; and,

WHEREAS, The Department of Corrections routinely administers inconsistent HIV therapy to incarcerated HIV infected persons; and,

WHEREAS, Inconsistent administration of HIV medication causes a more resilient, drug-resistant virus which does not respond to therapy; and,

WHEREAS, San Francisco has a reputation for devoting resources and services to HIV infected persons including indigent and formerly incarcerated persons through AIDS service organization and the Department of Public Health; and,

WHEREAS, HIV infected prisoners released from the California Department of Corrections prison system frequently come to San Francisco seeking treatment; and,

WHEREAS, HIV infected released persons receive only ten days medication and little or no information on how to obtain continuing drug therapy; and,

WHEREAS, HIV infected prisoners released from the California Department of Corrections are not provided with adequate medical documentation to obtain medication without interruption from disability doctors; and,

WHEREAS, The City and County of San Francisco incurs significant health risk to its citizens and experiences a grave burden on its public health system and AIDS service organizations because of the negligent administration of HIV medication by the Department of Corrections and because of the insufficient information and documentation provided to HIV infected prisoners being released; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the City Attorney to explore the possibility of any and all legal action against the California Department of Corrections, including consideration of filing a law suit, to compel the Department of Corrections to administer HIV drugs effectively and to prepare HIV infected prisoners with appropriate information to continue HIV therapy after their release.

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Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1511

OCT - 2 1998
Date Approved

Mayor

FILE NO. 98-1510 RESOLUTION NO. 765-98

[Treasure Island]

URGING THE TREASURE ISLAND DEVELOPMENT AUTHORITY TO DEVELOP PLANS FOR PUBLIC TRANSPORTATION TO TREASURE ISLAND AND TO IMPLEMENT A PUBLIC PARKING FEE PLAN WHICH WILL ENCOURAGE THE USE OF PUBLIC TRANSPORTATION

WHEREAS, The three-day Blues & Art on the Bay Festival held at Treasure Island on September 5-7, 1998 was a success, with 60,000 visitors; and,

WHEREAS, Ferry and bus transportation to Treasure Island was utilized by over 1/3 of the Festival attendees; and,

WHEREAS, Treasure Island will be open to the public every weekend through the end of 1998; and,

WHEREAS, There are currently no plans for public transportation to Treasure Island; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the Treasure Island Development Authority to develop plans for public transportation to Treasure Island and to implement a parking fee plan which will encourage the use of public transportation; and, be it

FURTHER RESOLVED, That the Treasure Island Development Authority communicate to the Board of Supervisors its plan for implementing public transportation to Treasure Island.

SUPERVISOR, LENO, MEDINA
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 22, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yaki Yee

Absent: Supervisors Bierman Teng

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No.
98-1510

Date Approved

Mayor

Date: October 5, 1998

I hereby certify that the foregoing resolution, not being signed by the Mayor within the time limit as set forth in Section 3.103 of the Charter, became effective without his approval in accordance with the provision of said Section 3.103 of the Charter.

Clerk

File No.
98-1510

DOCUMENTS DEPT.
OCT 29 1998
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FILE NO. 98-1417 (Reinspection Fee Liens)

As divided in Board 9/28/98

RESOLUTION NO. 766-98

CONFIRMING REPORT OF DELINQUENT REINSPECTION FEE COST SUBMITTED BY THE DIRECTOR OF PUBLIC HEALTH, AS MODIFIED TO THE DATE OF ADOPTION OF THIS RESOLUTION, AND CREATING SPECIAL ASSESSMENTS AND LIENS BASED THEREON.

RESOLVED, That after public hearing on September 28, 1998 of any and all objections to the report of the Director of Public Health dated August 19, 1998, modified to the date of adoption hereof, on delinquent charges for reinspection fee costs created by the City and County against specified property owners, as provided for in part II, Chapter V of San Francisco Municipal Code (Health Code), Section 609 through 609.3, this Board does hereby confirm, said report and assessment of costs incurred as modified and as shown on report on file in the office of the Clerk of the Board of Supervisors, File No. 98-1417 and by reference made a part hereof; and be it.

FURTHER RESOLVED, That the Clerk of the Board be and he is hereby directed to transmit a certified copy of this resolution and its attached report to the Tax Collector who shall cause the amount of said assessment in each case to be added to the next regular bill for taxes levied against the property, with a clear notation thereof on said bill.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Yee

Absent: Supervisors Bierman Teng Yaki

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1417

OCT - 8 1998
Date Approved

Mayor

DOCUMENTS DEPT.
NOV 05 1998
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FILE NO. 98-1023 RESOLUTION NO. 767-98

[Appointment]
APPOINTING MEMBER TO THE SHOPPING CART TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as a member of the Shopping Cart Task Force, pursuant to Resolution No. 357-98, for the term specified:

Edward Evans, (Seat 5-representing Senior Disabled Community) term to expire October 28, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1023

OCT - 9 1998
Date Approved

Mayor

DOCUMENTS DEPT
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FILE NO. 98-1024 RESOLUTION NO. 768-98

[Appointments]
APPOINTING MEMBERS TO THE LESBIAN, GAY, BISEXUAL, TRANSGENDER, QUEER AND QUESTIONING YOUTH TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Lesbian, Gay, Bisexual, Transgender, Queer and Questioning Youth Task Force pursuant to Board of Supervisors Ordinance No. 166-98, for the term specified:

Michelle Tactay (Seat 12/voting member), term expiring June 30, 1999.

Michael Johnson (Seat 13/voting member), term expiring June 30, 1999.

Gigi Otalvaro-Hormillosa (Seat 14/voting member), term expiring June 30, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1024

OCT - 9 1998
Date Approved

Mayor

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NOV 05 1998
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FILE NO. 98-1076 RESOLUTION NO. 769-98

[Appointments]
APPOINTING MEMBERS TO THE SUNSHINE ORDINANCE TASK FORCE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as members of the Sunshine Ordinance Task Force pursuant to the provisions of the San Francisco Administrative Code, Section 67.30, for the terms specified:

Hilda Bernstein, succeeding Timothy Taylor (Seat 13–must be member of public with interest/experience in local govt..), resigned, for unexpired portion of a two–year term ending April 27, 2000.

Angela Armstrong, succeeding Amelia Ashley–Ward (Seat 9–must be member of public experienced in consumer advocacy), resigned, for unexpired portion of a two–year term ending April 27, 2000.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1076

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1230 8/20/98 RESOLUTION NO. 770-98

[Traffic Regulations]

8/20/98
grh

ESTABLISHING A MID-BLOCK CROSSING AT THE FOLLOWING LOCATION: TELEGRAPH HILL BOULEVARD, AT EAST END OF KEARNY STEPS, STOPPING TELEGRAPH HILL BOULEVARD AT MID-BLOCK CROSSWALK.

WHEREAS, The Department of Parking and Traffic and the Department of Public Works have analyzed plans for a proposed crosswalk on Telegraph Hill Boulevard; and

WHEREAS, It is the opinion of these Departments that the proposed configuration, including the proposed warning devices, represents a reasonable solution to the pedestrian access problem on Telegraph Hill; and

WHEREAS, These Departments believe that this configuration, if installed according to these plans, will be in compliance with all applicable statutes and regulations governing such installations; and

WHEREAS, The Parking and Traffic Commission, at its June 16, 1998 meeting, approved these plans; now, therefore, be it

RESOLVED, That, in accordance with the provisions of the California Vehicle Code, the following change governing the movement of vehicles and pedestrians is hereby enacted as designated below:

MID-BLOCK CROSSWALK - ESTABLISH

Telegraph Hill Boulevard, at east end of Kearny Street steps, crossing Telegraph Hill Boulevard

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1230

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1231 AS AMENDED IN COMMITTEE 8/20/98 RESOLUTION NO. 771-98

8/20/98
grh

[Stop Regulations]

DESIGNATING THE FOLLOWING AS A MID-BLOCK "STOP" LOCATION: TELEGRAPH HILL BOULEVARD, AT EAST END OF KEARNY STEPS, CROSSING TELEGRAPH HILL BOULEVARD.

WHEREAS, The Department of Parking and Traffic and the Department of Public Works have analyzed plans for a proposed crosswalk on Telegraph Hill Boulevard; and

WHEREAS, It is the opinion of these Departments that the proposed configuration, including the proposed warning devices, represents a reasonable solution to the pedestrian access problem on Telegraph Hill; and

WHEREAS, These Departments believe that this configuration, if installed according to these plans, will be in compliance with all applicable statutes and regulations governing such installations; and

WHEREAS, The Parking and Traffic Commission, at its June 16, 1998 meeting, approved these plans; now, therefore, be it

RESOLVED, That, pursuant to the provisions of the California Vehicle Code, the following location is hereby designated as a mid-block "Stop" location, and the Department of Parking and Traffic is hereby authorized and directed to cause "Stop" signs to be installed thereat as designated below:

MID-BLOCK STOP SIGNS - ESTABLISH

Telegraph Hill Boulevard, at east end of Kearny Street steps, stopping Telegraph Hill Boulevard at mid-block crosswalk

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1231

OCT - 9 1998
Date Approved

Mayor

DOCUMENTS DEPT
NOV 05 1998
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FILE NO. 98-1246 RESOLUTION NO. 772-98

[Acceptance of Gift]

AUTHORIZING THE SAN FRANCISCO POLICE DEPARTMENT TO ACCEPT THE GIFT OF A CARGO AND VEHICLE TRACKING SYSTEM VALUED AT APPROXIMATELY $15,000.

WHEREAS, the San Francisco Police Department is in receipt of an offer from the Teletric Corporation to donate a tracking system valued at $15,000 for use by the Airport Bureau; and

WHEREAS, in order to comply with Section 10.116 of the San Francisco Administrative Code, the Board of Supervisors must authorize acceptance of gifts of over $15,000 by resolution; and

WHEREAS, the Police Commission has requested that the Board of Supervisors authorize the Chief of Police, on behalf of the San Francisco Police Department, to accept the donation of a tracking system valued at $15,000; now therefore be it

RESOLVED, that the Board of Supervisors of the City and County of San Francisco authorizes the Chief of Police to accept from the Teletric Corporation, a tracking system valued at $15,000.

Mw Gifts TeletricCorp/ar

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1246

OCT - 9 1998
Date Approved

Mayor

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NOV 16 1998
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FILE NO. 98-1253 RESOLUTION NO. 773-98

[Liquor License, 2111-15 Hayes Street]

DETERMINING THAT THE TRANSFER OF A TYPE 21, OFF-SALE BEER AND WINE ALCOHOLIC BEVERAGE CONTROL LICENSE FROM 1201 TARAVAL TO DIANE DASOVIC LOCATED AT 2111-15 HAYES STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE; WITH CONDITIONS

WHEREAS, Diane Dasovic is seeking transfer of a Type 21, off-sale general alcoholic beverage control license located at 2111-15 Hayes Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved with conditions; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the transfer of a Type 21 off-sale general alcoholic beverage control license with conditions to Diane Dasovic, located at 2111-15 Hayes Street, will serve the convenience of the people of the City and County of San Francisco

Conditions: 1) Sales of alcoholic beverages shall be permitted only between the hours of 9:00 a.m. and 9 p.m. daily. 2) No video machine may be maintained on the premise. 3) The subject alcoholic beverage license shall not be exchanged for a public premises type license. 4) The licensee shall be responsible for maintaining free of little the area adjacent to the premises over which they have control. 5) No wine shall be sold with an alcoholic content greater than 15 percent by volume. 6) No wine shall be sold in bottles or containers smaller than 750 ml, and wine-coolers shall not be sold in units of less than a four pack. 7) No beer shall be sold, regardless of container size, in quantities of less than six per sale. 8) No malt beverages shall be sold. 9) No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensees. 10) There shall be no exterior advertising of any kind or type, including advertising directed to the exterior from within, promoting or indicating the availability of alcoholic beverages. 11) No person under the age of 21 shall sell or package alcoholic beverages. 12) No pay telephone will be maintained on the interior or exterior of the premise

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Brown Katz Leno Medina Newsom Teng
Yaki Yee

Noes: Supervisor Ammiano

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1253

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1330 RESOLUTION NO. 774-98

[Liquor License, 507 Howard Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 20 OFF-SALE BEER AND WINE ALCOHOLIC BEVERAGE CONTROL LICENSE TO JOSH DICKMAN FOR GOURMETMARKET.COM, LOCATED AT 507 HOWARD STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE ; WITH A CONDITION.

WHEREAS, Josh Dickman is seeking issuance of a Type 20 off-sale beer and wine alcoholic beverage control license for GourmetMarket.com, located at 507 Howard Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons with a condition, that the issuance of a Type 20 off-sale beer and wine alcoholic beverage control license, to Josh Dickman for GourmetMaket.com, located at 507 Howard Street will serve the convenience of the people of the City and County of San Francisco.

Condition: The alcoholic beverage license shall not be transferred for retail use.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1330

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1331 RESOLUTION NO. 775-98

AUTHORIZING THE SAN FRANCISCO TRIAL COURTS (JUVENILE UNIT) TO RETROACTIVELY APPLY FOR, ACCEPT AND EXPEND GRANT FUNDING IN THE AMOUNT OF $400,000 FROM THE OFFICE OF JUSTICE PROGRAMS TO UNDERWRITE THE COST OF THE SAN FRANCISCO DRUG COURT PROGRAM IMPLEMENTATION FOR THE PERIOD SEPTEMBER 1, 1998 TO JUNE 30, 2000.

WHEREAS, the Office of Justice Programs has established procedures and criteria for reviewing grant proposals; and

WHEREAS, the San Francisco Trial Courts (Juvenile Unit) initiates the program implementation that would expand upon the existing Youth Treatment and Education Court;

WHEREAS, the funds obtained from the Office of Justice Programs will be used only to underwrite the cost of the drug program; and

WHEREAS, the San Francisco Trial Courts (Juvenile Unit) wishes to retroactively apply for, accept and expend a grant of $400,000 for the cost of San Francisco Drug Court Program Implementation; now, therefore, be it

RESOLVED, that this Board of Supervisors hereby authorizes the Chief Executive Officer of the Trial Courts to retroactively apply for, accept and expend grant funding in the amount of $400,000 from the Office of Justice Program to fund the proposed program implementation throughout San Francisco, and to execute any and all documents necessary therefore.

RECOMMENDED:

ALAN CARLSON
CHIEF EXECUTIVE OFFICER
SAN FRANCISCO TRIAL COURTS

APPROVED:

CONTROLLER'S GRANT DIVISION

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1331

OCT - 9 1998
Date Approved

Mayor

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NOV 05 1998
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FILE NO. 98-1401 RESOLUTION NO. 776-98

[Liquor License,710 Polk Street]

DETERMINING THAT THE ISSUANCE OF A TYPE 40, ON-SALE BEER ALCOHOLIC BEVERAGE LICENSE TO TY THI LUU-NGUYEN, DBA VY-VY SANDWICH/DELI SHOP, LOCATED AT 710 POLK STREET, WILL SERVE THE CONVENIENCE OF THE PEOPLE OF THE CITY AND COUNTY OF SAN FRANCSICO, IN ACCORDANCE WITH SECTION 23958.4 OF THE CALIFORNIA BUSINESS AND PROFESSIONS CODE.

WHEREAS, Ty Thi Luu-Nguyen is seeking issuance of a Type 40, on sale beer alcoholic beverage license for VY-VY Sandwich/Deli Shop, located at 710 Polk Street; and,

WHEREAS, The City Planning Department has verified that the area is properly zoned; and,

WHEREAS, The Police Department recommends that the liquor license application be approved; now, therefore, be it

RESOLVED, That in accordance with Section 23958.4 of the California Business and Professions Code, the Board of Supervisors of the City and County of San Francisco hereby determines for the foregoing reasons that the issuance of a Type 40, on-sale beer alcoholic beverage license, to Ty Thi Luu-Nguyen for VY-VY Sandwich/Deli Shop, located at 710 Polk Street will serve the convenience of the people of the City and County of San Francisco.

HOUSING AND NEIGHBORHOOD SERVICES COMMITTEE

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1401

OCT - 9 1998

Date Approved

Mayor

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FILE NO. 98-1416

AS AMENDED IN COMMITTEE
9/17/98

RESOLUTION NO. 777-98

[MAJOR NARCOTICS GRANT - STATE FUNDS]

9/17/98
grh

AUTHORIZING RETROACTIVELY THE DISTRICT ATTORNEY OF THE CITY AND COUNTY OF SAN FRANCISCO TO APPLY FOR, ACCEPT, AND EXPEND FUNDS MADE AVAILABLE THROUGH THE OFFICE OF CRIMINAL JUSTICE PLANNING FOR A PROJECT ENTITLED "SAN FRANCISCO DISTRICT ATTORNEY'S OFFICE MAJOR NARCOTIC VENDORS PROSECUTION PROGRAM", AND WAIVING INDIRECT COSTS DUE TO FUNDING CONSTRAINTS.

WHEREAS, The City and County of San Francisco desires to continue a certain project designated the Major Narcotic Vendors Prosecution Program to be funded in part from funds made available in accordance with the statutory effort to support enhanced prosecution efforts, Penal Code Section 13882(b) administered by the Office of Criminal Justice Planning (hereafter "OCJP"); now, therefore, be it

RESOLVED, That the District Attorney of the City and County of San Francisco is authorized to apply for, accept, and expend funds for the purpose of implementing the Major Narcotic Vendors Prosecution Program from OCJP; and, be it

9/17/98
grh

FURTHER RESOLVED, That the District Attorney is authorized retroactively to execute on behalf of the City and County of San Francisco the necessary Grant Award Agreements for Major Narcotic Vendor Prosecution purposes including any extensions, funding augmentations or amendments thereof; and,

IT IS AGREED, That there are no matching funds required for said project under the Major Narcotic Vendor Prosecution Program and the rules and regulations of OCJP; and,

IT IS AGREED, That any liability arising out of the performance of the Grant Award Agreements, including civil court actions for damages, shall be the responsibility of the grant recipient and the authorizing agency. The State of California and OCJP disclaim responsibility for any such liability; and, be it

FURTHER RESOLVED, That grant funds received hereunder shall not be used to supplant expenditures controlled by this body.

APPROVED:
Office of the District Attorney

Terence Hallinan, District Attorney

APPROVED:
Office of the Mayor

Willie L. Brown, Jr., Mayor

APPROVED:
Office of the Controller
Subject to the Budget and Fiscal Provisions of the Charter and Administrative Code

Edward Harrington, Controller

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1416

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1419 RESOLUTION NO. 778-98

[Lease of Real Property]

AUTHORIZING THE EXPANSION AND EXTENTION OF AN EXISTING LEASE OF REAL PROPERTY AT SAN FRANCISCO GENERAL HOSPITAL WITH THE UNIVERISTY OF CALIFORNIA REGENTS.

WHEREAS, The City and County of San Francisco leases the entire north portion of Unit 5B and Rooms 5B4, 5B6, 5B8 and 5B1O in the south portion of Unit 5B, located on the fifth floor of the New Hospital; and Rooms 304, 308, 309, 310, 320, 321, 322, and 360 on the third floor in Building 100 at San Francisco General Hospital to The University of California Regents under a certain lease dated September 30, 1992; and,

WHEREAS, The initial term of said lease will expire on September 30, 2002 and San Francisco General Hospital and the Regents (UCSF) desires to negotiate an expansion and extention of the lease; now, therefore, be it

RESOLVED, In accordance with the recommendation of the Director of the Department of Public Health, the Controller and the Director of Property, that the Mayor and the Clerk of the Board of Supervisors, on behalf of the City and County of San Francisco, as Landlord, be and they, are hereby authorized to execute a First Amendment to Lease with The University of California Regents, as Tenant, for the addition of Rooms 101, 102, 316, 317, and 318 of Building 100 (consisting of a total of 1,015 square feet) to the leased Premises and deleting Room 5B1O in the "New Hospital" (consisting of 164 square feet) from the Premises. The Premises as modified shall consist of a total of 8,485 rentable square feet; and, be it

FURTHER RESOLVED, The term of the amended lease shall expire on December 31, 2010; and, be it

FURTHER RESOLVED, the University shall have the right to extend the Lease as to the entire Premises for three additional 5-year periods at the then prevailing market rate (the "Extended Term").

FURTHER RESOLVED, Effective retroactivly to October 1, 1997, the rental amount shall be $.91 (ninety-one cents) per square foot per month. The amended rental amount shall be applied to the original Premises square footage for the period from October 1, 1997 to the effective date of the Amendment. On and after the effective date of the Amendment, the amended rental rate shall be applied to the 8,485 square feet. Of the total $.91 rent paid, $.33 will be credited to a maintenance and capital improvement account for the San Francisco General Hospital ("SFGH"). The City shall use funds in this account for repairs, compliance with codes or any laws concerning the condition of the buildings or any portion thereof, and capital improvements to SFGH campus buildings in which the University has leased premises to the extent City determines such expenditures are necessary. The City shall maintain this maintenance and capital improvement account until the expiration date or earlier termination of the Lease. Any funds remaining in this account at such expiration or earlier termination of this lease shall remain with SFGH and City, in its sole and absolute discretion, shall spend such funds for whatever purposes it deems appropriate. Expenditures from the capital improvement account established herein shall be subject to the budget and fiscal provisions of the City Charter Notwithstanding anything to the contrary in this Lease, there shall be no obligation to expend money from the account unless the Controller of the City and County of San Francisco first certifies, pursuant to Section 3.105 of the Charter of the City and County of San Francisco, that a sufficient unencumbered balance is available in the account and City's Board of Supervisors in its sole and absolute discretion approves such expenditure. All projects to be funded by this account are subject to collaborative review, prioritization and concurrence by SFGH Facilities Management and the Dean's Office at SFGH. Such concurrence shall not be unreasonably delayed or withheld; and, be it

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FURTHER RESOLVED, Except as specifically modified by the First Amendment, the Lease shall be on the same terms and conditions set forth in the original lease ; and, be it

Said Lease shall be subject to certification of funds by the Controller pursuant to Section 3.105 of the Charter. The City Attorney shall approve the form of the First Amendment to Lease and any related documents.

FURTHER RESOLVED, That all actions heretofore taken by the officers of the City with respect to such lease are hereby approved, confirmed and ratified.

RECOMMENDED:

Director, Department of Public Health

Director of Property

Controller

(REAL ESTATE)

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BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1419

OCT - 9 1998

Date Approved

Mayor

FILE NO. 98-1421 RESOLUTION NO. 779-98

[Tolling Agreement with Irrigation Districts]

APPROVING TOLLING AGREEMENT WITH MODESTO AND TURLOCK IRRIGATION DISTRICTS

Whereas, the City and County of San Francisco has been named as a defendant in the following lawsuits filed as a result of flooding on the lower Tuolumne and San Joaquin Rivers in early 1997:

Anderson et al. v. City and County of San Francisco, et al., San Joaquin Superior Court No. CV004214;

Craig, et al. v. City and County of San Francisco, et al., San Francisco Superior Court No. 988226;

Anthony, et al. v. City and County of San Francisco, et al., San Francisco Superior Court No. 991565; and

Atlantic Mutual Insurance Co. v. City and County of San Francisco, et al., San Francisco Superior Court No. 990994; and

Whereas, the Modesto and Turlock Irrigation Districts (Districts) have also been named as defendants in the aforementioned suits; and

Whereas, the City Attorney recommends that the Board of Supervisors approve a tolling agreement with the Districts in this litigation and other similar cases which may be filed by agreeing to waive the statute of limitations relative to the filing of Government Code claims and cross complaints for indemnity and other relief between the City, Districts, and other potential public agency defendants until July 1, 2001; now, therefore, be it

RESOLVED, that the Board of Supervisors approves the tolling agreement with the Modesto and Turlock Irrigation Districts, a copy of which is on file with the Clerk of the Board.

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1421

OCT - 9 1998
Date Approved

Mayor

DOCUMENTS DEPT.
NOV 15 1998
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FILE NO. 98-1423 RESOLUTION NO. 780-98

[AIRPORT LEASE AGREEMENT FOR FEDERAL AVIATION ADMNISTRATION (FAA)]

APPROVING LEASE AGREEMENT FOR LOW LEVEL WINDSHEAR ALERT SYSTEM BETWEEN THE UNITED STATES OF AMERICA AND THE CITY AND COUNTY OF SAN FRANCISCO, ACTING BY AND THROUGH ITS AIRPORT COMMISSION; EFFECTIVE RETROACTIVE TO JULY 1, 1998.

/23/98
lb

WHEREAS, the Federal Aviation Administration (FAA) provides essential services, installs, operates and maintains all air navigational instruments and sites at the Airport in order to ensure the safety of aircraft movements at San Francisco International Airport and

WHEREAS, the FAA proposes to install, operate and maintain four Low Level Windshear Alert Systems (LLWAS) at site Nos. 1, 7, 9, and 10 under lease No. DTFA08-98-L-18490; and

WHEREAS, Airport Commission deems that the Low Level Windshear Alert Systems (LLWAS) facilities are essential to the safety of aircraft movements at San Francisco International Airport; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby approves the lease for the Low Level Windshear Alert Systems (LLWAS) sites, between the United States of America and the City and County of San Francisco, acting by and through its Airport Commission; effective retroactive to July 1, 1998.

/23/98
lb

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Jo
Clerk

File No. 98-1423

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1461 RESOLUTION NO. 781-98

(Proposition J Contract)

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT JANITORIAL SERVICES CAN BE PRACTICALLY PERFORMED AT THE PERMIT CENTER AT 1660 MISSION STREET AND AT 25 VAN NESS BY PRIVATE CONTRACTOR FOR LOWER COST THAN SIMILAR WORK SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, The electorate of the City and County of San Francisco passed Proposition J in November 1976 adding Section 8.300-1 to the Charter allowing City departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and City employees; and,

WHEREAS, The Real Estate Department has sought and received estimates from private contractors and wishes to contract for janitorial services; and,

WHEREAS, The Controller has certified that said services can be performed at lower cost by private contractor to the City and County at the Permit Center at 1660 Mission St. and at 25 Van Ness Avenue than by employees of the City and County for the fiscal year commencing July 1, 1998; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby concurs with the Controller's certification and approves that the Real Estate Department may contract for janitorial services.

RECOMMENDED:

Anthony J. DeLucchi
Director of Property
(REAL ESTATE)

BOARD OF SUPERVISORS

I:\Users\Alucas\PropJRes.doc

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1461

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1462 RESOLUTION NO. 782-98

(Proposition J Contract)

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT SECURITY SERVICES CAN BE PRACTICALLY PERFORMED AT THE PERMIT CENTER AT 1660 MISSION STREET AND AT 25 VAN NESS BY PRIVATE CONTRACTOR FOR LOWER COST THAN SIMILAR WORK SERVICES PERFORMED BY CITY AND COUNTY EMPLOYEES.

WHEREAS, The electorate of the City and County of San Francisco passed Proposition J in November 1976 adding Section 8.300-1 to the Charter allowing City departments to contract with private companies for specific services which can be practically performed for a lower cost than similar work by City and City employees; and,

WHEREAS, The Real Estate Department has sought and received estimates from private contractors and wishes to contract for security services; and,

WHEREAS, The Controller has certified that said services can be performed at lower cost by private contractor to the City and County at the Permit Center at 1660 Mission St. and at 25 Van Ness Avenue than by employees of the City and County for the fiscal year commencing July 1, 1998; now, therefore, be it

RESOLVED, That this Board of Supervisors hereby concurs with the Controller's certification and approves that the Real Estate Department may contract for security services.

RECOMMENDED:

Anthony J. DeLucchi
Director of Property

(REAL ESTATE)

BOARD OF SUPERVISORS

I:\Users\Alucas\PropJRes doc

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1462

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1463 RESOLUTION NO. 783-98

[Stop Intersections]

DESIGNATING CERTAIN INTERSECTIONS AS "STOP" INTERSECTIONS.

RESOLVED, That, pursuant to the provisions of the California Vehicle Code, the following intersections are hereby designated as "Stop" intersections, and the Department of Parking and Traffic is hereby authorized and directed to cause "Stop" signs to be installed thereat as designated below:

STOP SIGNS - ESTABLISH

15th and Harrison Streets, northwest and southeast corners, stopping Harrison Street (makes this an all-way STOP)

23rd Avenue and Judah Street, northeast and southwest corners, stopping Judah Street (makes this an all-way STOP)

30th and Taraval Streets, northeast and southwest corners, stopping Taraval Street (makes this an all-way STOP)

Arleta and Alpha Streets, northeast and southwest corners, stopping Arleta Street (makes this an all-way STOP)

Clay and Maple Streets, northeast and southwest corners, stopping Clay Street (makes this an all-way STOP)

Haight and Pierce Streets, northeast and southwest corners, stopping Haight Street (makes this an all-way STOP)

Maple and Sacramento Streets, northeast and southwest corners, stopping Sacramento Street (makes this an all-way STOP)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1463

OCT - 9 1998
Date Approved

Willie L. Brown Jr.
Mayor

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FILE NO. 98-1464 RESOLUTION NO. 784-98

[Parking Regulations]

ENACTING AND RESCINDING PARKING REGULATIONS AT VARIOUS LOCATIONS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the parking of vehicles are hereby enacted or rescinded as designated below:

DIAGONAL (45-DEGREE ANGLE) PARKING - ESTABLISH

Portola Drive east frontage road, both sides, between O'Shaughnessy Boulevard and Fowler Avenue

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH

Portola Drive east frontage road, both sides, between Fowler Avenue and Evelyn Way

15th Street, north side, between Harrison Street and Treat Avenue

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Rhode Island Street, west side, from 16th Street to 80 feet southerly (80-foot zone)

Rhode Island Street, west side, from 160 feet to 230 feet south of 16th Street (70-foot zone)

RESIDENTIAL PERMIT PARKING AREA "S" (2-HOUR TIME LIMIT, 8 AM - 9 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

Museum Way, south side, from Roosevelt Way to south terminus (unit block)

Oak Street, both sides, between Webster and Buchanan Streets (500 block)

RESIDENTIAL PERMIT PARKING AREA "W" (1-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH

23rd Street, both sides, between Potrero Avenue and Hampshire Street (eastern portion of 2700 block, #2700 through #2749)
NOTE: Residential permit parking signs shall not be installed on this portion of 23rd Street

TOW-AWAY, NO PARKING ANYTIME - ESTABLISH

Brant Alley, both sides, from Greenwich Street to the south/east terminus

Campton Place, north side, from 88 feet to 100 feet east of Stockton Street (12-foot zone)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1464

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1465 RESOLUTION NO. 785-98

[Traffic Regulations]

ENACTING AND RESCINDING TRAFFIC REGULATIONS ON VARIOUS STREETS.

RESOLVED, That, in accordance with the provisions of the California Vehicle Code and the San Francisco Traffic Code, the following regulations governing the movement of vehicles are hereby enacted or rescinded as designated below:

BICYCLE LANES - ESTABLISH

6th Avenue, west side (southbound only), between Hugo and Kirkham Streets

Stockton Tunnel, east side (northbound only), between Sacramento and Sutter Streets

PART-TIME BICYCLE LANE, 7 AM - 6 PM, MONDAY THROUGH FRIDAY, AND 9 AM - 6 PM, SATURDAY AND SUNDAY - ESTABLISH

Cesar Chavez Street, south side (eastbound only), between York and Hampshire Streets

TOW-AWAY, NO STOPPING, 7 AM - 6 PM, MONDAY THROUGH FRIDAY, AND 9 AM - 6 PM, SATURDAY AND SUNDAY - ESTABLISH

Cesar Chavez Street, south side, between York and Hampshire Streets

ONE-WAY STREET - ESTABLISH

Portola Drive east frontage road, northbound, between O'Shaughnessy Boulevard and Fowler Avenue

TOW-AWAY, NO STOPPING, 3 PM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

California Street, north side, between Sansome and Montgomery Streets (change in effective hours only)

Kearny Street, east side, between California and Clay Streets (change in effective hours only)

TOW-AWAY, NO STOPPING, 7 AM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 7 AM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Kearny Street, east side, from Post Street to a point 103 feet south of California Street (change in effective hours only)

TOW-AWAY, NO STOPPING, 7 AM - 6 PM, MONDAY THROUGH FRIDAY - RESCIND

Pine Street, south side, between Front and Montgomery Streets

TOW-AWAY, NO STOPPING, 7 AM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Pine Street, south side, from Montgomery Street to 160 feet easterly (160-foot zone)

TOW-AWAY, NO STOPPING, 3 PM - 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH

Pine Street, south side, from Front Street to a point 160 feet east of Montgomery Street

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1465

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1468 RESOLUTION NO. 786-98

[Appointments]
APPOINTING MEMBERS TO THE BICYCLE ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated persons to serve as member of the Bicycle Advisory Committee pursuant to the provisions of the San Francisco Administrative Code, Sections 5.130 through 5.132, for the term specified:

Daniel Seltzer, succeeding Erika Bischoff (Seat 4–must represent bicycle organization), resigned, for unexpired portion of a three-year term ending December 31, 1999.

Larry Arndt, succeeding Dylan Retler (Seat 10–must be a bicyclist at large), resigned, for unexpired portion of a three-year term ending December December 31, 1998.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1468

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1472

RESOLUTION NO. 787-98
RO#98029

[Purchase of Property]

AUTHORIZING THE PURCHASE OF REAL PROPERTY AT 301 EDDY STREET (ASSESSOR'S BLOCK 338, LOT 23) FOR THE SAN FRANCISCO POLICE DEPARTMENT; AND ADOPTING FINDINGS UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND FINDINGS PURSUANT TO CITY PLANNING CODE SECTION 101.1.

RESOLVED, In accordance with the recommendation of the Chief of Police and the Police Commission (Resolution No. 75-98), the Director of Property, on behalf of the City and County of San Francisco, is hereby authorized to execute a written purchase agreement (Copy on file with the Clerk of the Board), accept a deed to the property, and execute other related documents with 301 Eddy Associates, LLC, a California limited liability company, and Maclean Properties, LLC, a Delaware limited liability company, as Seller, for the entire property located at 301 Eddy Street, San Francisco, which building comprises an approximate gross building area of 27,000 square feet. The purchase price for the property shall be $1,317,000. The property shall be placed under the jurisdiction of the San Francisco Police Department

FURTHER RESOLVED, That the City shall purchase American Land Title Association (ALTA) title insurance, pay escrow fees and other typical transaction costs associated with City's purchase of the property, all estimated at a cost of $19,000.

FURTHER RESOLVED, That the Board of Supervisors hereby adopts and incorporates herein by reference the findings (by letter dated July 16, 1998, copy on file with the Clerk of the

(Supervisors Teng, Newsom)

Board) of the Department of City Planning in the General Plan Consistency Finding, that the proposed use and acquisition of the property is in conformity with the General Plan and is consistent with the Eight Priority Policies of Planning Code Section 101.1. The Board further adopts and incorporates by reference the findings of the Department of City Planning that the acquisition of the property, including proposed use, is exempt from Environmental Review under Class I of State Environmental Review guidelines

FURTHER RESOLVED, That the Mayor, the City Attorney, the Controller, the City Administrator, the Director of Property, the Clerk of the Board and the other officers of the City and their duly authorized deputies and agents are hereby authorized and directed, jointly and severally, to take such actions and to execute and deliver such documents as they may deem necessary or desirable to acquire the property and to otherwise carry out the provisions of this Resolution

FURTHER RESOLVED, That all actions heretofore taken by officers of the City with respect to said purchase are hereby approved, confirmed and ratified

All related documents shall be on a form approved by the City Attorney

RECOMMENDED:

Chief of Police

Director of Property

$1,336,000 Available
Appropriation No.
380407-06700 CPC600
1G-AGF-ACP

Controller

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom
Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1472

OCT - 9 1998

Date Approved

Mayor

FILE NO. 98-1476 RESOLUTION NO. 188-98

(Contract Prop. J: Paratransit Services)

CONCURRING WITH THE CONTROLLER'S CERTIFICATION THAT PARATRANSIT SERVICES FOR THE PUBLIC TRANSPORTATION COMMISSION CAN BE PRACTICALLY PERFORMED BY A PRIVATE CONTRACTOR AT A LOWER COST THAN BY CITY AND COUNTY EMPLOYEES.

WHEREAS, Section 10.104.15 of the San Francisco Charter allows Departments to contract for services when it has been determined by the Controller and approved by a resolution of the Board of Supervisors to be economical; and

WHEREAS, The San Francisco Public Transportation Commission is required by the federal Americans with Disabilities Act of 1990 to provide paratransit services for persons with disabilities who are unable to use fixed-route public transit; and

WHEREAS, The Office of Controller has determined that contracting for paratransit services with outside firms at fixed unit cost rates is more economical than providing the same services with City employees; now, therefore be it

RESOLVED, That the Board of Supervisors concurs with the Controller's determination that paratransit services for the Municipal Railway can be practically performed by a private contractor at a lower cost than by City and County employees for the period of Fiscal Year 1998-99.

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1476

OCT - 9 1998

Date Approved

Mayor

DOCUMENTS DEPT
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FILE NO. 98-1487 RESOLUTION NO. 789-98

[Appointment]
APPOINTING MEMBER TO THE LEAD POISONING PREVENTION CITIZENS ADVISORY COMMITTEE.

RESOLVED, That the Board of Supervisors of the City and County of San Francisco does hereby appoint the hereinafter designated person to serve as a member of the Lead Poisoning Prevention Citizens Advisory Committee pursuant to the provisions of the San Francisco Health Code, Section 1607, for the term specified:

Sandra Carrillo, succeeding Memo Tabuso (Seat 3–must represent a tenant organization), resigned, for unexpired portion of four–year term ending August 20, 1999.

RULES COMMITTEE

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Leno Medina Newsom Teng Yaki Yee

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Gloria L. Young
Clerk

File No. 98-1487

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1541 RESOLUTION NO. 790-98

ESTABLISHING TAX RATE PASS THROUGH AMOUNT FOR RESIDENTIAL TENANTS PURSUANT TO CHAPTER 37 OF THE SAN FRANCISCO ADMINISTRATIVE CODE (RESIDENTIAL RENT STABILIZATION).

WHEREAS, Section 37.3 (a)(6)(A) of the San Francisco Administrative Code provides that the Controller and Board of Supervisors shall determine the amount of property tax attributable to general obligation bonds approved by the voters between November 1, 1996 and November 30, 1998; and,

WHEREAS, The Controller has submitted to the Board of Supervisors information regarding the appropriate percentage or the property tax rate to apply; now, therefore, be it

RESOLVED, that the tax rate attributable to general obligation bonds approved between November 1, 1996 and November 30, 1998 and repayable within the fiscal year ending June 30, 1999 shall be $0.010.

(Controller)

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Brown Katz Leno Medina Newsom Teng Yaki Yee

Noes: Supervisor Ammiano

Absent: Supervisors Bierman Kaufman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1541

OCT - 9 1998

Date Approved

Mayor

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FILE NO. 98-1566 RESOLUTION NO. 791-98

[Bicycle Legislation - Extension of Planning Commission Review Period]

EXTENDING THE PRESCRIBED TIME WITHIN WHICH THE PLANNING COMMISSION MAY RENDER ITS DECISION ON THE PROPOSED BICYCLE TRANSIT ENHANCEMENT PLAN ORDINANCE, FOR AN ADDITIONAL 45 DAY PERIOD ENDING ON NOVEMBER 13, 1998

WHEREAS, On April 6, 1998, the Board of Supervisors initiated the process to amend the Municipal Code, Part II, Chapter II (Planning Code), when the Honorable Leslie Katz introduced a proposed ordinance, entitled the "Bicycle Transit Enhancement Plan," a copy of which is on file with the Clerk of the Board of Supervisors in File No. 98-0564; and,

WHEREAS, The proposed ordinance would amend Article 1.5 of the Planning Code with respect to general standards as to location and arrangement of off-street parking, bicycle parking requirements for city-owned and leased buildings, bicycle parking requirements for city-owned parking garages and privately-owned parking garages as well as requirements for shower and locker facilities in new commercial and industrial buildings and existing buildings undergoing major renovations; and,

WHEREAS, On July 1, 1998, the proposed ordinance, as amended by substitute legislation on June 29, 1998, was referred to the Planning Commission, which is currently reviewing the proposed ordinance; and,

WHEREAS, Section 306.4(d) of the Planning Code requires that the Planning Commission render a decision regarding proposed amendments to the Planning Code within 90 days from the date of referral of such amendments to the Planning Commission; and

WHEREAS, the current 90 day period for the Planning Commission's review of the proposed amendments expires on September 29, 1998; and

WHEREAS, The Zoning Administrator has requested additional time to review the proposed ordinance; and,

WHEREAS, The Board, in accordance with Planning Code Section 306.4(d) may, by resolution, extend the prescribed time within which the Planning Commission is to render its decision on proposed amendments to the Planning Code initiated by the Board of Supervisors; and,

WHEREAS, The Board deems it appropriate in this instance to grant to the Planning Commission an additional 90 days to review the proposed ordinance and render its decision; now, therefore, be it

RESOLVED, That by this resolution, the Board hereby extends the prescribed time within which the Planning Commission may render its decision on the proposed Bicycle Transit Enhancement Plan ordinance, for an additional 45 day period ending on November 13, 1998

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1566

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1567 RESOLUTION NO. 792-98

[Urging the San Francisco Unified School District to Provide Teachers for the Young Women's Program and the Young Men's Program at Walden House]

URGING THE SAN FRANCISCO UNIFIED SCHOOL DISTRICT TO PROVIDE TEACHERS FOR THE YOUNG WOMEN'S PROGRAM AND THE YOUNG MEN'S PROGRAM AT WALDEN HOUSE

WHEREAS, Walden House provides counseling, treatment, and educational services to adolescents and young adults in residential settings; and,

WHEREAS, Many of the young women who receive services from Walden House are victims of physical and emotional abuse; and,

WHEREAS, Treatment success rates have tripled since Walden House established separate gender-specific residential treatment programs; and,

WHEREAS, The San Francisco Unified School District has provided teachers for separate gender-specific classes in the past; and,

WHEREAS, Walden House provides an on-site principal, administrative personnel, counselors, and therapists for students; and,

WHEREAS, The San Francisco Unified School District has informed Walden House that there is an insufficient number of students to justify teachers for separate classes for both the Young Women's Program and the Young Men's Program; and,

WHEREAS, Walden House anticipates an increase in enrollment within the next month; now, therefore, be it,

BOARD OF SUPERVISORS

Supervisor Leslie R. Katz, Bierman, Brown, Ammiano, Teng, Leno

RESOLVED, That the San Francisco Board of Supervisors urges the San Francisco Unified School District to provide teachers for both the Walden House Young Women's Program and the Young Men's Program.

BOARD OF SUPERVISORS

Supervisor Leslie R. Katz

DOCUMENTS DEPT
NOV 15 1998

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1567

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1568 RESOLUTION NO. 793-98

[Denouncing California Defense of Marriage Act]

DENOUNCING THE SUBMISSION OF PETITIONS TO PLACE THE CALIFORNIA DEFENSE OF MARRIAGE ACT ON THE BALLOT AS A STATE-WIDE INITIATIVE.

WHEREAS, San Francisco respects and values its lesbian, gay, bisexual, and transgender community; and,

WHEREAS, The City and County of San Francisco has demonstrated its respect for the loving relationships of same sex couples by performing same sex marriages; and,

WHEREAS, The City and County of San Francisco allows for domestic partnerships; and,

WHEREAS, State Senator Peter Knight has submitted petitions for an initiative that would outlaw gay marriage in California; and,

WHEREAS, This initiative, known as the California Defense of Marriage Act, would prohibit the state of California from the honoring the marriages of same sex couples who married in other states; and,

WHEREAS, The California Defense of Marriage Act would likely violate the full faith and credit clause of the United States Constitution; and,

WHEREAS, The California Defense of Marriage Act would conflict with both state and federal equal protection laws; and,

WHEREAS, The California Defense of Marriage Act would infringe on the rights of Californians; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco denounces the proposed California Defense of Marriage Act initiative; and, be it

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor, with a request that he transmit copies to the delegation from San Francisco in the

State Legislature, as well as Governor Pete Wilson, with a request they take all action necessary to achieve the objectives of this resolution.

DOCUMENTS DEPT.
NOV 25 1998

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1568

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1569 RESOLUTION NO. 794-98

[Crane Operator Certification]

URGING THE CALIFORNIA STATE LEGISLATURE TO REQUIRE THE CERTIFICATION OF OPERATORS OF CRANES AND OTHER HOISTING EQUIPMENT

WHEREAS, The State of California requires cranes and other hoisting equipment to be tested, certified, and inspected regularly; and,

WHEREAS, Recent accidents in the City and County of San Francisco involving cranes underscore the need for comprehensive safety regulations involving the inspection, maintenance, and operation of cranes and other hoisting equipment; and,

WHEREAS, The State of California does not require operators of cranes and other hoisting equipment to be certified; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the California State Legislature to develop testing and examination standards evidencing qualification to operate cranes and other hoisting equipment; and be it

FURTHER RESOLVED, That the Board of Supervisors of the City and County of San Francisco urges the California State Legislature to require operators of cranes and other hoisting equipment to be certified; and, be it

FURTHER RESOLVED, That a copy of this resolution be forwarded to his Honor, the Mayor, with a request that he transmit copies to the delegation from San Francisco in the State Legislature, as well as Governor Pete Wilson, with a request they all take action necessary to achieve the objectives of this resolution.

SUPERVISOR LENO, Katz, BIERMAN, BROWN, AMMIANO
BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1569

OCT - 9 1998
Date Approved

Mayor

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NOV 25 1998
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As amended in Board
9/28/98

FILE NO. 98-1571 RESOLUTION NO. 795-98

[Ocean Beach Safety Efforts]

URGING THE GOLDEN GATE NATIONAL RECREATION AREA TO TAKE SAFETY MEASURES, INCLUDING CREATING A LIFEGUARD STATION, TO PREVENT WATER ACCIDENTS AND FATALITIES AT OCEAN BEACH.

WHEREAS, An estimated 2 million people visit Ocean Beach each year, sometimes as many as 10,000 in a single day; and,

WHEREAS, This beach suffers from killer rip currents, each between 50 feet and 50 yards wide, identified by their choppy surface and dirty brown color, making it the most perilous beach in California and the deadliest beach in the U.S.; and,

WHEREAS, The City and County of San Francisco is particularly concerned by the fact that 7 persons have drowned in the past year at Ocean Beach, accounting for 10% of all unguarded beach fatalities in the country; and,

WHEREAS, If a surfer is not close enough to rescue someone caught in a rip current, it is often too late by the time the San Francisco Fire Department and National Park rangers can respond to a cell phone call; and,

WHEREAS, The Board of Supervisors' Parks and Recreation Committee held a widely attended hearing to discuss signage policies and other recommended safety measures for Ocean Beach on September 17; and,

WHEREAS, Attendees of this hearing included representatives from the Golden Gate National Recreation Area, as well as representatives from the United States Lifesaving Association; and,

WHEREAS, The Golden Gate National Recreation Area, responsible for oversight of this beach, has increased safety efforts by placing additional lifesaving and outreach personnel to patrol the beach; and,

WHEREAS, The Park Service has also placed more signs along the beach to warn visitors of the dangerous undercurrents, including international symbol signage; and,

WHEREAS, San Diego, Los Angeles, and Stinson Beaches have lifeguards, yet Ocean Beach does not; now, therefore, be it

RESOLVED, That the Board of Supervisors does hereby urge the Golden Gate National Recreation area to take the following steps in addressing safety concerns at Ocean Beach:

1. Investigate the possibility of installing an elevated observation post tower at the Cliff House or the Beach Chalet, which would serve as a command center that could quickly dispatch trained lifeguards to the scene without providing visibility that might indicate that swimming is endorsed at this beach; and
2. Request an appropriation specific to Ocean Beach to provide regular beach patrols to address this ongoing hazard ~~Make permanent the added beach patrol personnel in policy and in funding, even if only seasonal, for consistent attention to this ongoing danger~~; and,
3. Acquire a water rescue vehicle to be stationed at Ocean Beach, and install a launching platform to facilitate emergency water rescues ~~Install a launching platform for emergency water rescue craft, such as a jet ski or hovercraft~~; and,
4. Continue its efforts to provide materials and signage in various languages, including international symbols; and,
5. Make warning signs permanent, elevated to eye level; and,
6. Use due diligence in enlisting culturally competent outreach workers to approach the diverse range of beach visitors; and,
7. Exhaust all possible resources in installing telephones or call boxes along the parking lot and/or along the highway at Ocean Beach, including applying for state funding to do so; and,
8. Work with City agencies, particularly MUNI and the Airport in disseminating information about Ocean dangers; and, be it

FURTHER RESOLVED, That the Board does hereby urge the Golden Gate National Recreation Area to provide the Board with a progress report, asking for additional assistance as necessary to accomplish these goals; and, be it

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FURTHER RESOLVED, That the Board of Supervisors requests a copy of this resolution be sent to the Golden Gate National Recreation Area, Attention: Len McKenzie, Fort Mason, Building 201, San Francisco, California 94123; and, be it

FURTHER RESOLVED, That the Board of Supervisors requests a copy of this resolution be sent to Representative Nancy Pelosi, Attention: Fred Ross, 450 Golden Gate Avenue, San Francisco, California 94102; and, be it

FURTHER RESOLVED, That the Board of Supervisors requests that copies of this resolution be sent to the San Francisco Municipal Railway and to the San Francisco Airport; and, be it

FURTHER RESOLVED, That his Honor, the Mayor, is requested to transmit a copy of this resolution to the members of San Francisco's Congressional Delegation with a request they take all action necessary to carry out the intent of this resolution.

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1571

OCT - 9 1998
Date Approved

Mayor

As amended in Board
9/28/98

FILE NO. 98-1572 RESOLUTION NO. 796-98

[Oppose Quincy Logging Bill]

OPPOSING S 1028, THE QUINCY LIBRARY LOGGING BILL, AND ASKING THAT A COPY OF THIS RESOLUTION BE SENT TO OUR FEDERAL REPRESENTATIVES IN THE U.S. SENATE.

WHEREAS, The Quincy Library Group Forest Recovery and Economic Stability Act of 1997 would establish a pilot project timber management plan for 2.5 million acres of public land, including Plumas National Forest, the Lassen National Forest and the Sierraville Range of the Tahoe National Forest; and,

WHEREAS, This plan has been referred to as an experimental fire-control program, which could lead to 300,000 acres of "fuel breaks" - thinning forests along roads to slow forest fires; and,

WHEREAS, The Forest Service estimates that the additional logging requiring over 100 miles of new road construction will increase the level of watershed disturbance on the affected public forests by up to 300% over current management in an area that produces drinking water for millions throughout the state; and,

WHEREAS, The Congressional Budget Office reported that implementation of this legislation would cost federal taxpayers $70 million, with future costs potentially exceeding $1.8 million annually, forcing reallocation of funds from other national forests affecting plans to build trails and campgrounds serving San Francisco; and,

WHEREAS, Over 140 conservation organizations oppose this legislation, including the Sierra Club, the Wilderness Society, National Resources Defense Council, Friends of the River and California Wilderness Coalition; and,

WHEREAS, The Quincy bill increases logging on public forest lands in the northern Sierra Nevada, resulting in timber harvest volumes of about 165 million board feet (from 113 in FY98) in the first year and about 250 million in the subsequent years, a 121% increase; and,

SUPERVISORS
GAVIN NEWSOM, BIERMAN, AMMIANO, KATZ
BOARD OF SUPERVISORS

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9/28/98

WHEREAS, This bill will allow for logging ~~of~~ in over 60,000 acres of old growth forests which provide some of the most critical habitat for species, including ~~many~~ some threatened and endangered species; now, therefore, be it

RESOLVED, That the San Francisco Board of Supervisors does hereby oppose S 1028; and, be it,

FURTHER RESOLVED, That the Board requests copies of this resolution be sent to Senators Barbara Boxer and Dianne Feinstein

GAVIN NEWSOM
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1572

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1573 RESOLUTION NO. 797-98

[Internet]

URGING THE INFORMATION SERVICES DIVISION OF THE CONTROLLERS OFFICE AND WEBMASTERS FOR EACH INDIVIDUAL DEPARTMENT TO LIST THE AGENDAS AND CALENDARS OF EVERY COMMISSION MEETING FOR EVERY CITY DEPARTMENT IN A READILY AVAILABLE SPACE ON THE INTERNET ;

WHEREAS, The Internet is growing at an exponential rate and is serving as a reliable source of information for San Franciscans; and,

WHEREAS, The transference of this information through the Internet is an environmentally sensitive way of distributing information ; and ,

WHEREAS, The San Francisco Bay Area has the highest per capita Internet usage for any metropolitan area in the United States; and,

WHEREAS, Access to this information will allow for greater public contribution to the policy making of the City and County of San Francisco ; and,

WHEREAS, The WWW site of the City and County of San Francisco receives over 100,000 hits every month; and,

WHEREAS, The distribution of information in this manner is cost effective now, therefore, be it

RESOLVED, That the Information Services Division of Controllers Office or the Webmaster for each individual City Department to list the agendas and calendars of every commission meeting for every city department at a readily available site in the Internet.

**SUPERVISOR GAVIN NEWSOM, BIERMAN, AMMIANO, KATZ

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1573

OCT - 9 1998
Date Approved

Mayor

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FILE NO. 98-1570 RESOLUTION NO. 798-98

COMMENDING ARTHUR H. COLEMAN FOR 50 YEARS OF DISTINGUISHED SERVICES

WHEREAS, Dr. Coleman has been a family practitioner in the Bayview Hunters Point for 50 years; and,

WHEREAS, Dr. Coleman was the only African-American physician to serve the Bayview Hunters Point community in 1948; and,

WHEREAS, Dr. Coleman became one of 15 persons in the nation to earn and hold a dual degree in both law and medicine in the 1950's and participated in the formation of the American College of Legal Medicine; and,

WHEREAS, Dr. Coleman helped found the Candlestick Democratic Club which increased community awareness and raised the voter turnout in the Bayview Hunters Point; and,

WHEREAS, Dr. Coleman served as Chairman of the Board of Crispus Attucks Community Center and established housing, employment, education, and health committees as a means of motivating community activism; and,

WHEREAS, Dr. Coleman served as Chairman of the San Francisco Economic Opportunity Council, volunteering countless hours to develop one of the first anti-poverty programs in the United States; and,

WHEREAS, Dr. Coleman, along with two EOC associates, had obtained funds to organize the Bayview Community Health Service which in turn provided employment and health services for community residents; and,

WHEREAS, Dr. Coleman's successful leadership as Chairman of the Board and President of the Trans Bay Savings and Loan Association, one of the largest African-American financial institutions during the 1960's, led to his serving as a proponent and Director of the Bank of San Francisco; and,

SUPERVISOR AMOS BROWN, KAUFMAN, BIERMAN, AMMIANO, KATZ, TENG September 22, 1998
BOARD OF SUPERVISORS

WHEREAS, Dr. Coleman joined the Board of the San Francisco Library Foundation, formed the African-American Committee of the Foundation Board, and helped establish the African-American Center at the New Main Library which opened in 1996; and,

WHEREAS, Dr. Coleman served as Chairman of the Bayview Hunters Point Health Task Force that made the Breast Self-Examination Program a priority; and,

WHEREAS, Dr. Coleman continues to serve the community on a variety of city-wide agency boards which include the Advisory Board of the San Francisco Health Department, the San Francisco Cancer Society, the San Francisco Planning and Urban Renewal Association, the California Historical Society, the Center of Urban Black Charities, the Quality Education Program, and the United Crusade; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commend Dr. Arthur H. Coleman for providing 50 years of distinguished services to the City of San Francisco, especially to the Bayview Hunters Point community.

SUPERVISOR AMOS BROWN September 22, 1998
BOARD OF SUPERVISORS

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1576

OCT - 9 1998
Date Approved

Mayor

FILE NO. 98-1577 RESOLUTION NO. 799-98

[Canadian Military Policy]

COMMENDING CANADA'S DEPARTMENT OF NATIONAL DEFENSE FOR ITS INCLUSIVE MILITARY POLICY REGARDING TRANSGENDER SOLDIERS

WHEREAS, Canada maintains integrated armed forces with soldiers training and sharing quarters with members of the opposite sex; and,

WHEREAS, Many Canadian health insurance plans have covered sex-change operations for years but the Canadian military's health plan did not; and,

WHEREAS, The Canadian Department of National Defense has recently agreed to pay for gender reassignment surgery for its soldiers; now, therefore, be it

RESOLVED, That the Board of Supervisors of the City and County of San Francisco commends Canada's Department of National Defense for acknowledging that transgender soldiers should not be restricted from any military duties and for paying for gender reassignment surgery for its members; and, be it

FURTHER RESOLVED, That the Clerk of the Board transmit a copy of this resolution to the Canadian Department of National Defense.

SUPERVISOR LENO , KATZ, AMMIANO, BIERMAN

BOARD OF SUPERVISORS

Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution was adopted by the Board of Supervisors of the City and County of San Francisco

Clerk

File No. 98-1577

OCT - 9 1998

Date Approved

Mayor

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FILE NO. 98-1578 RESOLUTION NO. 800-98

[Supporting Tenderloin Adopt-A-Street Program]

COMMENDING THE TENDERLOIN COMMUNITY AND THE DEPARTMENTS OF PUBLIC WORKS, PUBLIC HEALTH, AND HUMAN SERVICES FOR JOINING TOGETHER TO EXECUTE THE TENDERLOIN ADOPT-A-STREET PROGRAM, AND PROCLAIMING THE WEEK OF SEPTEMBER 21, 1998 "TENDERLOIN ADOPT-A-STREET WEEK".

WHEREAS, The Adopt-A-Street Program is a pilot program that targets certain neighborhoods that are most in need of extensive street and sidewalk cleaning services; and,

WHEREAS, The Adopt-A-Street Program employs former welfare recipients and homeless people who are being trained for private sector and City street cleaning jobs; and,

WHEREAS, The Adopt-A-Street Program is premised on the belief that community cleanliness is the responsibility of the community in partnership with government; and

WHEREAS, The Tenderloin, one of the targeted neighborhoods, begins its Adopt-A-Street Program the week of September 21, 1998; and,

WHEREAS, The quality of life in the Tenderloin is improved immensely when the streets, sidewalks, and parks are clean and free of debris; now, therefore, be it,

RESOLVED, That the Board of Supervisors commends the Tenderloin community and the Departments of Public Works, Public Health, and Human Services for joining together to execute the Tenderloin Adopt-A-Street Program; and be it

FURTHER RESOLVED, That the Board of Supervisors proclaims the week of September 21, 1998 "Tenderloin Adopt-A-Street Week".

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Adopted - Board of Supervisors, San Francisco September 28, 1998

Ayes: Supervisors Ammiano Brown Katz Kaufman Leno Medina
Newsom Teng Yaki Yee

Absent: Supervisor Bierman

I hereby certify that the foregoing resolution
was adopted by the Board of Supervisors
of the City and County of San Francisco

Clerk

File No.
98-1578

OCT - 9 1998
Date Approved

Mayor

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